

January 7, 2020

The Board of County Commissioners met in regular session Thursday, January 7, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items.

Manning moved, seconded by Hammond and carried to approve the agenda.

Minutes of the December 31, 2019 meeting were approved with a motion by Hammond, seconded by Packard and carried. Hammond moved, seconded by Manning and carried to reconsider approval of the minutes from December 12, 2019, make a correction to reflect that Leo Powell was not present for the meeting, and approve the minutes with the correction.

Powell moved, seconded by Hammond and carried to adjourn and reconvene to reorganize for the ensuing year.

County Auditor Carri Crum called the meeting to order. The Auditor called for nominations for Chairperson. Powell moved, seconded by Packard to nominate Travis Mockler as Chairperson. Powell moved, seconded by Packard to cease nominations and cast a unanimous ballot for Mockler. All voted aye; motion passed. Packard expressed that Mockler does an excellent job of devoting additional time to the duties beyond what is required.

With Chairman Mockler presiding, the following proceedings were held.

The Chairman called for nominations for Vice Chairperson. Manning moved, seconded by Hammond to nominate Phyllis Packard as Vice Chairman. Powell moved, seconded by Hammond to cease nominations and cast a unanimous ballot for Packard. All voted aye; motion passed.

Packard moved, seconded by Manning and carried to adopt Modern Addition of Robert's Rules of Order Original 1876 Edition by Major Henry M. Robert Completely Revised by Darwin Patnode, Ph.D. as on file with the Auditor, no restrictions on the Chair, and minutes not to record motions not seconded.

Powell moved, seconded by Packard and carried to approve the following appointments. Rod Polley as Highway Superintendent for a two-year term expiring 1/4/2022, Layne Stewart as Emergency Management Director for a one-year term expiring 1/5/2021, Drew Gunderson as Welfare Director, Zoning Administrator, and Veteran's Service Officer to fill the remainder of the four-year term expiring 1/4/2021, Commissioner Mockler to Fair Board, Commissioner Packard as member of the Executive Board of SECOG, Commissioner Packard to Board of Directors of the Clay County Youth Trust Fund and the Youth Service Council, Commissioner Mockler to the Planning & Zoning Commission, Bob Fuller to Public Safety Board for a three-year term expiring 12/31/22, Commissioner Powell and Highway Superintendent Rod Polley to the Vermillion Basin Advisory Board, Commissioner Hammond as member to the Southeast Regional Detention Authority Steering Committee, Commissioner Packard to the Joint Landfill Advisory Board, Commissioner Manning to the VCDC, Commissioner Manning to

Vermillion Now Advisory Council, the Chairman and Vice-Chair to the ICAP Committee, and Commissioner Hammond to the Clay County Park Board.

Hammond moved, seconded by Manning and carried to designate the Vermillion Plain Talk and the Tri-County news as the official legal newspapers.

Powell moved, seconded by Hammond and carried to designate the front door of the Courthouse and/or the Wakonda Post Office as the place for holding foreclosure sales, at the Sheriff's discretion regarding location.

Manning moved, seconded by Hammond and carried to designate First Bank & Trust, Bank of the West, CorTrust Bank/Vermillion, First Dakota National, Wells Fargo Bank/Vermillion, First Premier Bank/Wakonda, SD FIT, and Vermillion Federal Credit Union as the official depositories.

Pursuant to SDCL 28-17-4, Powell moved that on county burials the funeral director in charge shall furnish casket and outside container and conduct the funeral services in customary manner and the County shall allow the funeral director for merchandise and such services rendered a sum of \$1900 (complete costs) which includes vault and opening and closing of the grave. Motion seconded by Packard and carried.

Powell moved, seconded by Hammond and carried that, pursuant to regulations adopted by the State Board of Finance which provide for rates in connection with travel reimbursement, the mileage be set at \$.42 per mile, and if the state raises mileage during the year the County will follow suit; rates for in-state meals set at \$40.00 per day (breakfast \$6.00, lunch \$14.00, evening \$20.00) and out-of-state meals set at \$56.00 per day (breakfast \$10.00, lunch \$18.00, evening \$28.00).

Manning moved, seconded by Packard and carried that the allowance per diem for the Commissioners appointed to serve on all Boards outside of the normal County Commission Meetings as well as the per diem for Planning & Zoning Commission members be set at \$25.00 plus mileage.

Powell moved, seconded by Manning and carried to approve the building permit fee of \$50 and 911 signage fee of \$50.

Powell moved, seconded by Hammond and carried to approve fees for boarding prisoners for other counties at \$70 per day, or per contract, fees for housing work release prisoners at \$20 per day, and daily boarding rate at \$15 per day, adult electronic GPS monitoring at \$20 per day, juvenile electronic GPS monitoring at \$10 per day, applicant fingerprinting at \$15 per 2 cards, mug shots at \$8, UA test \$10, accident reports at \$2 per page, and other reports or printing e-mailed civil process to serve at \$2 per page.

Powell moved, seconded by Manning and carried to hold Commission meetings the first, second and last Tuesday of each month.

Packard moved, seconded by Manning and carried to approve SD Public Assurance Alliance as the County's liability insurance and SDML for worker's compensation insurance.

Powell moved, seconded by Hammond and carried to approve worker's compensation insurance coverage for all election workers as listed on file in the Auditor's Office and Sheriff's Reserve Deputies (currently Shawn Fick, Matt Olson, Michael Smith, and Dean Tompkins-Searcy).

Manning moved, seconded by Packard and carried to pass and adopt the following Resolution #2020-01 for Establishment of Election Precincts/Polling Places for 2020. All voted aye; motion passed.

RESOLUTION #2020-01
Establishment of Election Precincts/Polling Places for 2020

WHEREAS, the Board of County Commissioners in and for the County of Clay shall establish election precincts and polling places.

NOW THEREFORE BE IT RESOLVED, that hereinafter described precincts and polling places be hereby established.

Rural Ward #1: SESD Experimental Farm, 29974 University Rd., Beresford, SD
Rural Ward #2: Gingrich-Dixon Post #13 Legion Hall, 101 Montana St., Wakonda, SD
Rural Ward #3: 4-H Center/Fairgrounds, 515 High St., Vermillion, SD
Vermillion City-All Precincts: National Guard Armory, 603 Princeton St., Vermillion, SD (Central 1 & 2/Northeast 1 & 2/Northwest 1 & 2/Southeast 1 & 2)

Commissioner Manning moved the adoption of the foregoing resolution. Motion seconded by Commissioner Packard.

Vote of Commission: Mockler Aye, Packard Aye, Powell Aye, Manning Aye, Hammond Aye.

Upon which voting the resolution was declared passed and adopted.

Dated at Vermillion, South Dakota this 7th day of January, 2020.

Board of County Commissioners
Clay County, South Dakota

ATTEST:

Carri R. Crum, County Auditor

Powell moved, seconded by Manning and carried to pass and adopt the following Resolution #2020-02 for Establishment of Precinct Election Officials Fees for 2020. All voted aye; motion passed.

RESOLUTION #2020-02
Precinct Election Officials Fees for 2020

WHEREAS, SDCL 12-15-11 made it the responsibility of the County Commissioners of each county to set the fee for precinct election officials of all units of government in the county.

THEREFORE, BE IT RESOLVED, that the fee for precinct election officials in Clay County be set at \$175.00, and election superintendent at \$200.00, for each election.

BE IT FURTHER RESOLVED, that pursuant to SDCL 12-15-7 such election officials be allowed a fixed fee for attendance at a meeting called by the County Auditor for instruction on election laws and the duties of the judges and clerks of election as follows: \$25.00 compensation for election officials residing within ten (10) miles of the county seat plus \$.42/mile, or the

established county rate, roundtrip for those residing outside of city limits, and \$30.00 for officials residing over ten (10) miles from the county seat plus \$.42/mile, or the established county rate, roundtrip.

BE IT FURTHER RESOLVED, that there will be one cell phone provided by one precinct worker per polling place, and a \$5.00 fee will be issued for the usage of the phone for only that day.

BE IT FURTHER RESOLVED that the person delivering the poll-books and ballot boxes to the County Auditor's Office at the county seat shall receive the county rate for mileage as established pursuant to SDCL 7-7-24, for miles necessarily traveled in going to and returning from making the delivery (SDCL 12-15-11). The county rate for mileage is .42 cents per mile.

BE IT FURTHER RESOLVED that the judges, clerks, Resolution Board, Counting Board, and any other personnel deemed necessary by the County Auditor for receiving ballot boxes, supplies, and for tabulating ballots be allowed \$50 plus \$.42/mile, or the established county rate, for travel to the ballot tabulation location.

BE IT FURTHER RESOLVED that the persons setting up equipment at polling places be allowed \$50 for setting up equipment and/or \$50 for taking down equipment.

Commissioner Powell moved the adoption of the foregoing resolution. Motion seconded by Commissioner Manning.

Vote of Commission: Mockler Aye, Packard Aye, Powell Aye, Manning Aye, Hammond Aye.

Upon which voting the resolution was declared passed and adopted.

Dated at Vermillion, South Dakota this 7th day of January, 2020.

Board of County Commissioners
Clay County, South Dakota

ATTEST:

Carri R. Crum, County Auditor

At 9:15 a.m., Powell moved, seconded by Packard and carried to adjourn and convene as Clay County Ditch Board.

Powell moved, seconded by Hammond and carried to set February 11, 2020 at 1:00 p.m. as the date and time for the annual joint ditch board meeting with Yankton County at Toby's Lounge in Meckling.

At 9:17 a.m., Hammond moved, seconded by Powell and carried to adjourn and reconvene as Board of Clay County Commissioners.

Manning moved, seconded by Packard and carried to set February 25, 2020 at 10:00 a.m. for tax deed sale of the property at 119 Franklin St.

The Board discussed forming a health insurance pool with neighboring counties, and the consensus was that there is no interest at this time.

At 9:22 a.m. Manning moved, seconded by Powell and carried to adjourn and reconvene Tuesday, January 14, 2020 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

January 14, 2020

The Board of County Commissioners met in regular session Thursday, January 14, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Micheal Manning, and Richard Hammond; Leo Powell was absent.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items.

Packard moved, seconded by Hammond and carried to approve the agenda with the addition of voucher approval.

Minutes of the January 7, 2019 meeting were approved with a motion by Manning, seconded by Hammond and carried.

Highway Superintendent Rod Polley met with the Board to discuss highway matters. He discussed surplus of a CAT motor grader and sale to another county. It was discussed that Polley is having it appraised.

Polley also reported on sales of surplus items on Girard's Auction. Manning moved, seconded by Packard and carried to declare surplus old iron, signs, and bridge planks and authorize the sale on Girard's Auction.

The Board discussed with Polley changing spring load limits to 6-ton per axle. Hammond moved, seconded by Packard and carried to pass and adopt the following Resolution #2020-03 for Clay County Weight Limit Enforcement.

RESOLUTION #2020-03
CLAY COUNTY WEIGHT LIMIT ENFORCEMENT

Whereas, seasonal climatic changes can be detrimental to our highways, and

Whereas, the Clay County Board of County Commissioners desires to protect existing Clay County Highways, ultimately saving tax dollars, and

Whereas, South Dakota Codified Law 32-14-6 allows for the reduction of the legal weight limit which may be carried upon highways within Clay County, and

Whereas the Clay County Board of Commissioners, desire the enforcement of weight limitations on Clay County roads as set forth and posted by the Clay County Highway Superintendent.

NOW THEREFORE BE IT RESOVLVED:

Whereas the limits on Clay County roads shall be set at six (6) ton per axle on all hard surface roads except the Bluff Rd. from SD Highway 19 to 313 St. All gravel roads shall be posted at seven (7) ton per axle, or as posted.

That the South Dakota Highway Patrol be and hereby is authorized and requested to enforce weight limitations on Clay County Roads.

BE IT FURTHER RESOLVED that the penalty for the violation of the load restrictions shall be as set forth in SDCL 32-22-55.

Vote of Clay County Commission

AYE 4 NAY 0 ABSENT 1

Dated this 14th day of January, 2020 at Vermillion, S.D.

ATTEST:

Carri R. Crum
CLAY COUNTY AUDITOR

Travis Mockler
CHAIRMAN, CLAY COUNTY COMMISSION

Hammond moved, seconded by Manning and carried to set all county hard surface roads at 6-tons per axle.

Polley discussed FEMA mitigation and culverts near St. Peters Church as well as a potential low water crossing elsewhere. He said the county has yet to receive funding payment from Emergency Relief or FEMA. The Board also discussed with him reconstruction on Highway 48. Hammond asked Polley about the installation of flex mats that was previously approved on the south side of the Volin oil west of Huot’s, and Polley said it has been delivered but not installed yet.

Manning moved, seconded by Packard and carried to authorize the Chairman to sign the renewal contract for the Employee Assistance Program.

Hammond moved, seconded by Manning and carried to approve the following claims for payment.

(DUE TO OTHER GOVERNMENT)		VERMILLION BASIN WATER	\$121.08
BERESFORD SCHL DIST 61-2	\$3,365.72	VERMILLION SCHL DIST 13-	\$38,517.82
BETHEL TOWNSHIP	\$1,863.66	VERMILLION TOWNSHIP	\$487.96
CENTERVILLE SCH DIST 60-	\$4,624.24	VIBORG/HURLEY SCHL 60-6	\$116.97
CITY OF VERMILLION	\$17,004.22	(WAKONDA TOWN)	\$2,303.93
CLAY CO TREASURER	\$32,033.50	BERESFORD RURAL FIRE	\$103.20
FAIRVIEW TOWNSHIP	\$2,655.37	CENTERVILLE RURAL FIRE	\$92.88
GARFIELD TOWNSHIP	\$2,522.97	GAYVILLE RURAL FIRE ASSO	\$9.35
GAYVILLE/VOLIN SCHL DIST	\$63.30	IRENE RURAL FIRE ASSOC	\$2.62
GLENWOOD TOWNSHIP	\$3,026.76	VERM. RURAL FIRE ASSOC.	\$95.64
IRENE CITY	\$142.13	WAKONDA RURAL FIRE	\$28.47
IRENE/WAKONDA SCHL 13-3	\$5,108.29	(PROFESSIONAL SERVICES AND FEES)	
MECKLING TOWNSHIP	\$2,519.13	ALTERNATIVE HRD LLC	\$1,666.83
NORWAY TOWNSHIP	\$1,592.22	GAPP, DEBRA	\$2,465.00
PLEASANT VALLEY TWP.	\$2,238.03	LEWIS & CLARK BEHAVIORAL	\$178.00
PRAIRIE CENTER TWP.	\$2,434.49	LOFFLER COMPANIES	\$208.04
RIVERSIDE TOWNSHIP	\$2,141.10	MEYER, MARY ANNE	\$34.00
SD DEPT OF REV ANDERSON	\$193,079.50	MID-STATES ORG. CRIME	\$100.00
SD DEPT OF REVENUE	\$21.55	PHARMCHEM, INC.	\$542.45
SDACO - M&P FUND PAYMENT	\$428.00	SANFORD HEALTH CLINIC	\$2,104.20
SPIRIT MOUND TOWNSHIP	\$2,517.57	SATELLITE TRACKING OF	\$321.75
STAR TOWNSHIP	\$2,407.40	SD DEPT OF HEALTH LAB	\$200.00
THOMSON REUTERS - WEST	\$411.02	SD STATES ATTY ASSOC.	\$1,006.00
TLC WATER PROJECT DIST.	\$69.86	SDAO	\$225.00

ULTEIG	\$2,949.89
WALKER CONSTRUCTION	\$795.00
(OTHER PROFESSIONAL SERVICE)	
SCHAEFER, DEAN	\$60.00
SD ATTORNEY GENERAL	\$785.00
(LAW OFFICE)	
BOYS & GIRLS CLUB, INC.	\$1,750.00
KENNEDY, PIER LOFTUS &	\$2,041.90
(MENTAL HEALTH)	
DAKOTABILITIES	\$360.00
(MENTAL HEALTH)	
SD DEPT OF REV ANDERSON	\$600.00
(PUBLISHING)	
BROADCASTER PRESS	\$902.24
STAR PUBLISHING	\$262.50
(REPAIRS AND MAINTENANCE)	
BUHLS DRYCLEANERS &	\$143.00
BUTLER MACHINERY CO.	\$968.00
CANON	\$123.48
CENTURY BUSINESS PRODUCT	\$30.00
GRAHAM TIRE YANKTON	\$125.00
HANSEN LOCKSMITHING INC	\$95.50
I-STATE TRUCK CENTER	\$1,087.12
LOFFLER COMPANIES	\$55.81
NELSEN ELECTRIC LLC	\$1,200.00
RIVERSIDE HYDRAULICS AND	\$160.00
TURNER PLUMBING INC	\$426.21
(DATA PROCESSING/CLAY CREEK/INF)	
MICROFILM IMAGING SYSTEM	\$855.00
(SUPPLIES & MATERIALS)	
A & B BUSINESS	\$409.26
A-OX WELDING SUPPLY CO	\$100.72
APPEARA	\$45.36
BLUE TARP FINANCIAL, INC	\$79.99
BOB BARKER CO INC	\$246.81
BOYER FORD TRUCKS	\$170.64
BROCK WHITE COMPANY	\$75,600.00
BRUNICK SERVICE, INC.	\$56.00
BUTLER MACHINERY CO.	\$746.19
CONCRETE MATERIALS	\$1,683.15
D-WARE INC.	\$4,050.00
DAVIS PHARMACY	\$1,009.60
FEDEX	\$269.69
GRAHAM TIRE YANKTON	\$275.70
I-STATE TRUCK CENTER	\$155.75
JCL SOLUTIONS	\$130.44
JERRY'S SERVICE	\$15,039.51
LOFFLER COMPANIES	\$319.97
MICROFILM IMAGING SYSTEM	\$2,267.00
MILLS & MILLER, INC DIS	\$5,317.60
NELSEN ELECTRIC LLC	\$975.89
O'REILLY AUTO PARTS	\$69.71
ONE OFFICE SOLUTION	\$460.75
OVERHEAD DOOR COMPANY	\$476.80
POLLMAN EXCAVATION, INC.	\$11,370.58
PRESSING MATTERS	\$31.00

RIVERSIDE HYDRAULICS AND	\$32.17
RUNNINGS SUPPLY INC	\$105.54
STURDEVANT'S AUTO PARTS	\$268.27
TAPCO	\$911.40
THE EQUALIZER	\$51.00
VERM./CLAY CO. LANDFILL	\$1,949.82
VERMILLION ACE HARDWARE	\$78.17
WHEELCO BRAKE AND SUPPLY	\$323.90
YANKTON JANITORIAL SUPPL	\$476.00
(COPIER SUPPLIES)	
CANON	\$186.12
LOFFLER COMPANIES	\$201.80
RELIANCE TELEPHONE	\$500.00
(TRAVEL AND CONFERENCE)	
SDSU EXTENSION SERVICE	\$47.74
WEED & PEST CONFERENCE	\$360.00
(UTILITIES)	
BUREAU OF ADMINISTRATION	\$77.95
BUTCH'S PROPANE	\$2,079.00
CENTURYLINK EMG	\$13.72
CLAY RURAL WATER SYSTEM	\$38.30
CLAY UNION ELECTRIC CORP	\$655.95
FISCHER'S DISPOSAL L.L.C	\$55.00
MIDAMERICAN ENERGY	\$30.35
MIDCO BUSINESS	\$75.00
VERIZON WIRELESS EMG	\$40.01
VERMILLION GARBAGE SVC.	\$236.00
WAKONDA TOWN	\$66.90
(PAYMENT)	
AMERICAN TIRE DISTRIBUTO	\$505.48
AUSTIN-WHITTEMORE HOUSE	\$625.00
BERESFORD PUBLIC LIBRARY	\$1,500.00
BRUNICK SERVICE, INC.	\$191.90
CHARLIE'S BUS SERVICE	\$60.00
CLAY CO AGR FAIR ASSOC	\$4,125.00
CLAY CO CONSERVATION DIS	\$6,250.00
DAKOTA SENIOR MEALS	\$970.50
DOMESTIC VIOLENCE	\$90.00
LEWIS & CLARK BEHAVIORAL	\$5,441.75
NATIONAL MUSIC MUSEUM	\$1,250.00
SALVATION ARMY	\$437.50
SE COUNCIL OF GOVTS.	\$19,042.00
VERMILLION AREA CHAMBER	\$500.00
VERMILLION FEDERAL	\$168.11
VERMILLION FOOD PANTRY	\$1,875.00
VERMILLION PUBLIC LIBRAR	\$1,000.00
VERMILLION SENIOR CENTER	\$5,000.00
WAKONDA MINISTERIAL ASSN	\$200.00
WAKONDA PUBLIC LIBRARY	\$625.00
WASLEY, KATIE	\$200.20
WH OVER MUSEUM,	\$1,875.00
(BOOKS)	
BUTLER MACHINERY CO.	\$320,812.17
(FURNITURE AND MINOR EQUIPMENT)	
MICROFILM IMAGING SYSTEM	\$30.00
TWO WAY RADIO SOLUTIONS	\$29.99

State’s Attorney Alexis Tracy met with the Board regarding legal questions from Tegra Group regarding the building project. Tracy reviewed portions of the contract regarding legal services and asked the Board whether they want her office to review contracts at the risk of not meeting deadlines due to other trial obligations or hire an attorney that Tegra has used in other projects. Packard asked for an estimate of cost for the other attorney. The consensus of the Board was for Tracy to get a cost estimate.

At 9:46 a.m., Chairman Mockler excused himself and turned the meeting over to Vice-Chair Packard.

At 9:47 a.m., Manning moved, seconded by Hammond and carried to enter an Executive Session for legal matters per SDCL 1-25-2.

At 10:01 a.m., Manning excused himself from the meeting, and Mockler rejoined the meeting.

At 10:02 a.m., with Vice-Chair Packard still presiding, Mockler moved, seconded by Hammond and carried to exit the Executive Session.

Packard discussed with the Board the news of the city finance embezzlement in Tripp, SD. The Board discussed checks and balances in place at the county level as well as the regular audit schedule.

At 10:09 a.m. Mockler moved, seconded by Hammond and carried to adjourn and reconvene Tuesday, January 28, 2020 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

January 28, 2020

The Board of County Commissioners met in regular session Thursday, January 28, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items.

Powell moved, seconded by Packard and carried to approve the agenda.

Minutes of the January 14, 2019 meeting were approved with a motion by Manning, seconded by Packard and carried.

Highway Superintendent Rod Polley met with the Board to discuss highway matters. He discussed surplus of a CAT motor grader and sale to another county. Polley received an appraisal from the CAT dealer, and Bon Homme County is interested in purchasing it. Powell moved, seconded by Hammond and carried to declare it surplus and offer it to Bon Homme County at a selling price of \$200,000, or best offer.

Hammond moved, seconded by Manning and carried to accept the low bid of \$2.005/gallon from Jerry's Service for diesel fuel.

Manning moved, seconded by Packard and carried to accept the low bid of \$2.20/gallon from Brunick Service for gas.

Powell moved, seconded by Packard and carried to accept the low bid of \$1.05/gallon from Butch's Propane for propane.

Polley spoke to the Board about weight limit signs and told the Board the updated signs will cost approximately \$3,000 for approximately 70 signs.

Polley said he has received the new truck, and his other truck has been transferred to Emergency Management Director Layne Stewart.

Rachel Gackle from Marsh & McLennan Agency met with the Board to discuss the health insurance renewal. The Board reviewed the plan renewal options for the County. Gackle also suggested looking at a different FLEX plan provider for next year due to problems with the current provider.

Emergency Management Director Layne Stewart met with the Board to present the SLA Quarterly Activity Report. Manning moved, seconded by Packard and carried to authorize the Chairman to sign the report.

Director of Equalization Ina Peterson met with the Board to present an Application for Abatement for \$763.07 due to an assessment error. Powell moved, seconded by Packard and carried to approve the abatement and authorize the Chairman to sign it.

The Board discussed the Planning & Zoning and Veterans Service Office. Powell asked for an update regarding the meeting with the City of Vermillion about the Joint Jurisdiction Zoning Area. Mockler said there is a contradiction in the Joint Jurisdiction Comprehensive Plan that muddies the waters. State's Attorney Alexis Tracy said the Joint Jurisdiction Comprehensive Plan needs an update, and they will get SECOG on board to assist with that. Tracy said the City Engineer reached out for a third-party opinion, which was received and lined up with the County's opinion on the matter. However, the City Attorney cited case law to the contrary. She said the problematic language in the Joint Jurisdiction Comprehensive Plan exists in the City's Comprehensive Plan as well. Powell said a plan is just a plan, and it is not an ordinance; the zoning ordinance is the law. Mockler and Powell discussed the future land use map. Mockler said the current Comprehensive Plan shows the area in question (where Nutrien was going to locate) as commercial, and the plan does not expire, but the City wants it to be residential. Tracy said the City wants to consider a Conditional Use Permit Application in the same realm as a Re-zoning Application. She said those are some nuances with the Comprehensive Plan where residential areas are not to be placed next to the major arterial roads, and yet that is where the City is suggesting should be residential in the future. Zoning Administrator Drew Gunderson suggested adding arbitration provision and a continuity agreement so that everyone has confidence in the process. Mockler said it can be put in the Zoning Ordinance. Hammond discussed the two different types of maps called for in state law and discussed the differences, where the joint jurisdiction map would trump the map the city wants to use. Tracy said last night's meeting was encouraging in respect to the board members' discussion, and she feels that the county's planning commission members can voice their concerns to them. Manning asked if the territory needs to be redrawn. Powell said it seems like Timber Rd. is the logical area to grow, and there have not been drainage problems. Packard said it seems that there are more and more vacant lots within the City, and she asked if they are taking that into consideration. Powell said there is the area on the north side of the bypass with natural drainage and sanitary sewer lift station nearby. Powell said storm water drainage on the east side of town goes towards the bypass and into the ditch, and it does not move very well. Hammond said the last noon City Council meeting addressed that, and they are trying to get the State to pay a portion. He said there are some laterals around the Cottage Ave. area that would connect to it. Manning said a lift station is part of the City's Comprehensive Plan, and the long range is to look at ground east of MASABA and develop it more for industry. Hammond said the half mile east of MASABA is wetland. The Board discussed drainage at both sites where Nutrien had been proposed to locate. Hammond discussed statutory authority in county zoning that addresses such situations. Manning said the city and county comprehensive plans should not be considered, and there should be a separate one dealing with such situations. Tracy said at last night's meeting, City Attorney Jim McCullough did reference such a statute. Mockler asked, if the planning commissions cannot agree, then could the matter be referred to the City Council and County Commissioners, and lastly to arbitration. Tracy and Powell discussed the matter, and Powell said the matter should be out of the hands of the City Manager and staff. The Board discussed Home Rule charters as it affects city and county governments. Gunderson said it could help to have SECOG involved as they are a third party.

Packard requested that an amendment to the decision on the Courthouse, Jail & Law Enforcement project be placed on the agenda for the next meeting.

Mockler excused himself from the meeting at 11:25 a.m. and turned the meeting over to Vice-Chair Packard.

Manning moved, seconded by Powell and carried to approve the following claims for payment and payroll as listed.

(DUE TO OTHER GOVERNMENT)		ERICKSON SOLUTIONS GROUP	\$1,944.00
STATE OF SD GAME FISH	\$80.00	POLLMAN EXCAVATION, INC.	\$618.00
THOMSON REUTERS - WEST	\$118.99	SOFTWARE SERVICES, INC.	\$2,150.00
(PAYROLL WITHHOLDING)		(YANKTON CLAY EXPENSE)	
AAA COLLECTIONS	\$507.52	POLLMAN EXCAVATION, INC.	\$3,165.00
AFLAC	\$733.40	(SUPPLIES & MATERIALS)	
CLAY CO FIT FICA	\$54,859.07	ADVANCED CORRECTIONAL	\$21.80
COLONIAL LIFE	\$536.73	ARAMARK SERVICES INC	\$174.24
CONSECO/WASHINGTON	\$24.45	BOYER FORD TRUCKS	\$121.15
CREDIT COLLECTION	\$376.76	BRUNICK SERVICE, INC.	\$1,088.24
DEARBORN NATIONAL	\$229.95	BUTLER MACHINERY CO.	\$819.27
DELTA DENTAL OF SD	\$541.60	CAMPBELL SUPPLY CO.	\$176.97
DIV OF CHILD SUPPORT	\$631.00	CANON	\$222.94
NEW YORK LIFE INSURANCE	\$328.57	DATASPEC, L.L.C.	\$250.00
SD RETIREMENT SYSTEM	\$27,058.78	FEDEX	\$49.85
SD SUPPLEMENT RETIREMENT	\$2,800.00	HY-VEE, INC.	\$127.36
SDRS ROTH 457(B) PLAN	\$935.00	I-STATE TRUCK CENTER	\$1,814.62
TASC PVR	\$2,379.17	KALINS INDOOR COMFORT IN	\$59.82
UNITED WAY OF VERMILLION	\$508.00	L.G.EVERIST, INC	\$1,329.97
VERMILLION FEDERAL	\$2,171.00	LAWSON PRODUCTS, INC.	\$835.90
WELLMARK BLUE CROSS	\$52,498.41	MICROFILM IMAGING SYSTEM	\$1,000.00
(PROFESSIONAL SERVICES AND FEES)		NETSYS PLUS, INC.	\$185.00
AVERA UNIVERSITY	\$631.22	ONE OFFICE SOLUTION	\$19.95
LINCOLN COUNTY TREASURER	\$247.00	SIGN-UP LTD.	\$23.85
NETSYS PLUS, INC.	\$326.50	SIOUX CITY FOUNDRY CO.	\$656.72
SANFORD HEALTH CLINIC	\$81.36	STURDEVANT'S AUTO PARTS	\$69.07
SD ASSN. OF CO. OFFICIAL	\$1,495.48	TRANSOURCE INC	\$390.05
SD DEPT OF LABOR DIVISIO	\$25.00	TWO WAY RADIO SOLUTIONS	\$332.89
SDACC OFFICE	\$3,030.00	USPS VERMILLION OFFICE	\$8.00
YANKTON CO TREASURER	\$91.50	VERMILLION ACE HARDWARE	\$223.98
YANKTON MEDICAL CLINIC P	\$82.80	WHEELCO BRAKE AND SUPPLY	\$666.36
(OTHER PROFESSIONAL SERVICE)		WILLSON FLORIST	\$60.00
CHARLES MIX COUNTY	\$195.00	(COPIER SUPPLIES)	
CITY OF VERMILLION	\$85,398.25	RELIANCE TELEPHONE	\$500.00
(LAW OFFICE)		(TRAVEL AND CONFERENCE)	
MCCULLOCH, JAMES E	\$2,508.10	STEINLEY REAL ESTATE	\$315.00
PETERSON, STUART, KLENTZ	\$8,427.83	(INMATE TRAVEL)	
THOMPSON, CRAIG K	\$155.05	BRUNICK SERVICE, INC.	\$395.00
(MENTAL HEALTH)		(UTILITIES)	
SD ACHIEVE	\$240.00	BUREAU OF ADMINISTRATION	\$24.00
SESD ACTIVITY CNTR	\$360.00	CENTURYLINK	\$594.28
(PUBLISHING)		CITY OF VERMILLION	\$2,056.21
BROADCASTER PRESS	\$165.00	OLSON'S PEST TECHNICIANS	\$80.00
(REPAIRS AND MAINTENANCE)		VERIZON WIRELESS	\$102.16
BEAR, INC. DBA TODD'S	\$76.52	VERIZON WIRELESS SHERIFF	\$320.08
BEN'S HANDYMAN SERVICES	\$72.82	(PAYMENT)	
HANSEN LOCKSMITHING INC	\$677.32	ANGLIN, NICHOLAS	\$10.00
I-STATE TRUCK CENTER	\$3,657.80	BAEDKE, JAMI	\$10.00
PRESTO-X COMPANY LLC	\$137.00	BRUNICK SERVICE, INC.	\$2,184.71
TURNER PLUMBING INC	\$42.60	CITY OF BERESFORD	\$103.68
VERMILLION AREA CHAMBER	\$200.00	COOPER JOHNSON, CHRISTIN	\$18.40
(DATA PROCESSING/CLAY CREEK/INF)		DAVIS, SYDNEY	\$86.88

DRUIN, WADE	\$81.84	SAMMELSON, DARCY	\$10.00
FAST AUTO GLASS, INC.	\$70.00	SLATTERY, CYNTHIA	\$10.00
FORELL, JULIE	\$60.00	SWENSEN, LEONARD	\$29.32
HOFFMAN, KRIS	\$20.00	WAI, SEBASTIAN	\$60.00
HY-VEE, INC.	\$4,735.98	WALMART COMMUNITY/GECRB	\$164.32
JENSEN, CAROLYN	\$65.04	(BOOKS)	
JONES, SHARON	\$60.00	VERMILLION FORD	\$34,508.00
JORGENSEN, LINDA	\$76.80	(FURNITURE AND MINOR EQUIPMENT)	
KRUS, BIANACA	\$10.00	CANON	\$125.17
MARTIN, JASON	\$10.00	ERICKSON SOLUTIONS GROUP	\$3,807.71
MELSTAD, HALEIGH	\$60.00	(MACHINERY AND AUTOMOTIVE EQUIP)	
NYGREN, JUDY	\$10.00	TWO WAY RADIO SOLUTIONS	\$3,474.10
OLSON, ROXANE	\$71.76	VERMILLION FORD	\$36,514.00
POZNICEK, STEVE	\$15.04		

Payroll (listed as monthly salary unless otherwise indicated): Cole Albaugh-Edgecombe \$2935.80, Jeff Anders \$4985.25, Aaron Armstrong \$4325.44, Marcie Armstrong \$2927.00, Adam Aus \$3240.92, Jessica Beringer \$3244.99, Kristina Brinkmann \$2724.69, Cindy Carrington \$19.01/hour, Laura Christensen \$3326.77, Kaleb Christopherson \$3402.97, Carri Crum \$5093.11, Corey Doherty \$16.52/hour, Tim Dooley \$18.63/hour, Jill Dotson \$3546.87, Joan Downey \$3373.42, Colleen Fickbohm \$3705.57, Dennis Ganschow \$26.79/hour, Lorin Gregg \$16.52/hour, Drew Gunderson \$3750.00, Richard Hammond \$1706.11, Samantha Hargrave \$5178.06, Brent Hays \$21.36/hour, Andy Howe \$6280.66, Rhonda Howe \$5093.11, Tiffany Husby \$4538.39, Jeff Kleeman \$2660.91, Nicole Klunder \$3244.99, Shannon Kymala \$3240.92, Tim Larson \$26.04/hour, Bill Manger \$2793.96, Linda Manning \$3626.76, Micheal Manning \$1706.11, Frank (Rick) Martz \$27.36/hour, Larry McPherson \$28.76/hour, Dylan Miller \$19.48/hour, Sarah Miller \$3438.60, Travis Mockler \$1825.02, Zoey Olson \$2864.33, Phyllis Packard \$1706.11, Paul Pederson \$5106.94, Ina Peterson \$5093.11, Tony Pick \$18.63/hour, Julie Plaatje \$2864.33, Rod Polley \$5737.03, Leo Powell \$1706.11, Robert Proefrock \$17.31/hour, Austin Rhodes \$17.78/hour, Preston Rhodes \$3082.59, Layne Stewart \$4624.71, Dave Styles \$3986.34, Laura Sundet \$3451.27, Daniel Swensen \$26.79/hour, Mary Taggart \$4090.26, Rhonda Taggart \$3060.05, Lisa Terwilliger \$5093.11, Philip Terwilliger \$6365.72 (includes \$300 committal contract), Rebecca Theis \$17.35/hour, Alexis Tracy \$7298.49, Noah Umscheid \$4052.97, Brady Van Loan \$16.13/hour, Tim Vanderkooi \$27.36/hour, Patty Waage \$50.00/call, Linda Weber \$4404.29, Lisa Wood \$3087.98, Remington Wood \$16.52/hour, Stacy Wuestewald \$50.00/call.

Powell moved, seconded by Manning and carried to approve a bonus for the 4-H Educator in an equivalent percentage of the raise given to county department heads due to the performance of the 4-H Educator.

At 11:30 a.m. Manning moved, seconded by Powell and carried to adjourn and reconvene Tuesday, February 4, 2020 at 9:00 a.m.


 Travis Mockler, Chairman
 Board of County Commissioners

ATTEST: 
 Carri R. Crum, County Auditor

February 4, 2020

The Board of County Commissioners met in regular session Tuesday, February 4, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items.

Powell moved, seconded by Manning and carried to approve the agenda with the addition of Ditch Board.

Minutes of the January 28, 2020 meeting were approved with a motion by Hammond, seconded by Packard and carried.

Emergency Management Director Layne Stewart appeared as a Visitor to be Heard to obtain a signature on the SLA Quarterly Activity Report that was previously approved at the last meeting.

Bob Fuller, Chairman of the Courthouse, Jail, and Law Enforcement Facility Planning Committee, met with the Board to update the Board on recent committee work. He briefed the Board on the previous day's Vermillion City Council meeting. He also discussed his correspondence with Dave Lias from the Plain Talk regarding information on the committee's activities that Fuller would like to share with the public. Fuller and Hammond shared Hammond's idea of contacting Bob Woods to ask if he would send a reporter from the Press & Dakotan to write a story, as the Press & Dakotan is a daily newspaper that many people in Clay County subscribe to. Vermillion Police Chief Matt Betzen was present to discuss the meeting with City Council. He said he will follow up with the City Manager to discuss the City's participation in the project when architecture fees are obtained. Fuller said he encouraged the City to become involved. Betzen discussed methods for engaging the public when the time comes. Fuller also briefed the Board on the architectural firms that were interviewed for the project. Powell commended the committee on the job it has been doing.

At 9:28 a.m., Packard moved, seconded by Powell and carried to adjourn and convene as Clay County Ditch Board.

Powell discussed logs and sluffs in Clay Creek Ditch that need to be removed. He said there is water in the ditch going west on the way to Yankton, and it needs to be dug down, but they are still waiting for Pollman Excavation to do it. The Board discussed the weather conditions and how busy the contractors have been recently.

Powell moved, seconded by Hammond and carried to approve an invoice from Pollman Excavation for \$618 for a flood gate on Clay Creek Ditch and \$3,165 for removal of beaver dams on Yankton Clay Ditch.

Director of Equalization Ina Peterson was present to discuss adding parcels to Clay Creek Ditch. Powell moved, seconded by Hammond and carried to add parcels 11000-09252-034-06, 11000-09252-101-00,

11000-09252-101-03, 11000-09252-102-00, 11000-09252-104-00, 11000-09252-112-00, and 11000-09252-113-00 to the Clay Creek Ditch tax rolls.

At 9:45 a.m., Hammond moved, seconded by Manning and carried to adjourn and reconvene as Board of Clay County Commissioners.

State's Attorney Alexis Tracy met with the Board to discuss the phone line problems in her office. Wind Circle and Centurylink have investigated the problems at length, and they suggested Voice-Over Internet Protocol (VOIP) options. To replace the "punch" for the Courthouse would be \$175/hour plus travel time, but it may not fix the problem. Option 2 would be to tie in with the 911 dispatch center, if the 911 center would be agreeable to it. Option 3 would be VOIP, which would be \$25/phone/month for a 36-60-month lease contract, plus the cost of the phones, but it could conflict with internet downloads. Tracy also spoke to Verizon, who has a corporate division that provides VOIP. The phone system recommended by Verizon is \$25/phone/month with no contract and the first two months free. Hardware is a one-time charge of approximately \$70 each. Both options are a cost that has not been previously budgeted. An optional backup internet source for the phone system only is \$40/month, with a \$609 equipment charge. Powell moved, seconded by Packard and carried to authorize the State's Attorney to engage Verizon's services.

The Board discussed the 4-H Educator salary bonus. It was decided that the 2020 bonus would be paid in arrears in the case that the 4-H Educator would leave mid-year.

Vermillion Police Chief Matt Betzen spoke to the Board after a conversation with City Manager John Prescott and said the City Manager suggested a letter should be written to request the City's participation in the architecture fee and additional City participation in the committee meetings so that it can be considered by the City Council.

At 10:14 a.m., Hammond moved, seconded by Packard and carried to enter an Executive Session for legal/contractual matters under SDCL 1-25-2.

At 10:43 a.m., Powell moved, seconded by Packard and carried to exit the Executive Session.

Packard moved, seconded by Powell and carried to authorize the Chairman to sign an agreement for representation with Woods Fuller Schultz & Smith P.C. and Jim Weiderrich for legal services regarding the building project contracts.

Packard discussed with the Board the option of considering remodeling/expanding the Courthouse within the scope of the building project. Packard moved, seconded by Powell and carried to consider two options for the building project, both remodeling and/or expanding the current Courthouse, or building new.

At 10:56 a.m. Powell moved, seconded by Packard and carried to adjourn and reconvene Tuesday, February 11, 2020 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

February 11, 2020

The Board of County Commissioners met in regular session Tuesday, February 11, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, and Micheal Manning; Richard Hammond was absent.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items.

Packard moved, seconded by Manning and carried to approve the agenda.

Minutes of the February 4, 2020 meeting were approved with a motion by Powell, seconded by Packard and carried.

Gary O'Connor appeared under Visitors to be Heard to inform the Board that the landowner next to his property ran drain tile across his property without his permission and without notification. Powell asked the State's Attorney if there is anything they can prosecute. State's Attorney Alexis Tracy said it is a civil matter. O'Connor said he is hurt and offended that a person can go across his property. Mockler advised O'Connor to get an attorney because even if Clay County had a drainage ordinance the matter would still have to go to court. O'Connor said it should be trespassing, but the Sheriff's Office could not enforce that because he did not have "no trespassing" posted. Tracy reviewed the requirements of the trespassing statute with the group. O'Connor said landowners used to have to get a permit, and now it is a free-for-all. Manning said most of the time, neighboring landowners want to contact each other because maybe they would join in the project and share the cost. Mockler said the county got out of the drainage ordinance due to liability reasons. Mockler discussed state laws and encouraged O'Connor to get an attorney to represent him. O'Connor thanked the commissioners for their time.

Highway Superintendent Rod Polley met with the Board to discuss highway matters. Driveway applications were presented on behalf of Todd Heine for locations on Burbank Rd. (27-92N-51W) and 319 St. (27-92N-51W). Powell moved, seconded by Packard and carried to approve and authorize the Chairman to sign both Heine applications.

Powell moved, seconded by Manning and carried to approve low bid for propane from Butch's Propane for \$.99/gallon.

Powell moved, seconded by Manning and carried to set March 10, 2020 at 9:15 a.m. as the time and date for bid opening for highway materials.

Polley and Powell discussed with the Board tree removal along Clay Creek Ditch. Powell said it is a small project that will not require bidding. Polley said it is hard to pinpoint each of the spots and voiced concerns about additional debris since the flyover. Powell said if the obstructions are out of the way, no cleaning would need to be done. Polley said the contractor will be present at the Ditch Board Meeting at Toby's. Powell asked if he will have the estimate before the meeting, and the Board requested that Polley have the estimate beforehand. Polley discussed the Yankton-Clay Ditch and said he divided it into sections to have contractors give bids for each section, but it looked pretty good during the flyover except the beaver dams, which have already been removed.

Weed Supervisor Dennis Ganschow met with the Board to request that the old truck and sprayer tank be declared surplus. Powell moved, seconded by Manning and carried to declare surplus and authorize the sale on Girard's Auction the 1998 Chevrolet 3500 stake side flatbed truck, 500-gallon spray tank, 4 hose reels, and a spray pump. Powell and Manning discussed drainage ditch weed spraying with Ganschow.

Rachel Gackle with Marsh & McLennan Agency met with the Board to discuss health insurance renewal. Powell moved, seconded by Packard and carried to accept the Wellmark Blue Cross/Blue Shield Blue Select \$1500 plan with \$500 deductible reimbursement to the employee after the employee meets the deductible and authorize the Chairman to sign the documents.

Manning moved, seconded by Powell and carried to approve the following claims for payment.

Powell moved, seconded by Manning and carried to pass and adopt the following Resolution #2020-04 for Auditor/Treasurer Outstanding Checks Cancellation.

RESOLUTION #2020-04
Auditor/Treasurer Outstanding Checks Cancellation

WHEREAS, the Board of Clay County Commissioners may by resolution cancel warrants or checks that have not been presented for payment at any time within one (1) year of the date on which the warrant or check was issued,

NOW THEREFORE BE IT RESOLVED, that the Board of Clay County Commissioners hereby authorize the cancellation of checks and warrants of record, in the Clay County Auditor and Treasurer's Office that have not been presented for payment within the one (1) year of the date of the said checks or warrants, for \$751.66 in Auditor's Warrants and that the Auditor and Treasurer Office's shall make note of such cancellation in the Warrant and Check Register, respectfully. (List on File in the Auditor's Office)

Dated this 11th day of February, 2020, at Vermillion, South Dakota.

Commissioner Powell moved for the adoption of the foregoing resolution, motion seconded by Commissioner Manning.

Vote of Commission: Ayes 4 Nays 0.

Upon which voting the foregoing resolution was declared, passed, and adopted.

Board of County Commissioners
Clay County, South Dakota

Attest:

Travis Mockler, Chairman

Carri R. Crum, County Auditor

The following Auditor's Account with the County Treasurer Report was accepted and placed on file.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

To the Honorable Board of County Commissioners of Clay County
items in the hands of the County Treasurer as of January 31, 2020.
I hereby submit the following report of my examination of the cash:

Total amount of deposits in banks	6,278,034.02
Amount of actual cash	3,574.12
Total amount of checks and drafts in Treasurer's Possession not exceeding three days	74,631.68
Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days:	2,037.69
Checks returned and not deposited	
Cash Items	700.00
Investments	151,000.00
Correction for Decker NSF	2,123.74
Cash Variation	0.00
Total	
	Dated this 3rd day of February, 2020.
	6,512,101.25

Carri R. Crum, County Auditor

At 10:07 a.m., Powell moved, seconded by Manning and carried to enter an Executive Session for legal/contractual matters pers SDCL 1-25-2.

At 10:19 a.m., Powell moved, seconded by Packard and carried to exit the Executive Session.

At 10:22 a.m. Powell moved, seconded by Packard and carried to adjourn and reconvene Thursday, February 13, 2020 at 8:30 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

Yankton-Clay Creek Ditch Board
February 11, 2020

The Clay and Yankton County Commissions met jointly as the Yankton-Clay Ditch board Tuesday, February 11, 2020 at 1:00 p.m. at Toby's Lounge in Meckling, SD.

Members present—Clay County: Micheal Manning, Travis Mockler, Phyllis Packard, Leo Powell, Auditor Carri R. Crum, Highway Superintendent Rod Polley, and Weed Supervisor Dennis Ganschow. Yankton County: Dan Klimisch, Cheri Loest, Joseph Healy, Gary Swensen, Development Services Director Gary Vetter, and Auditor Patty Hojem.

The meeting was called to order by Chairman Travis Mockler.

A motion was made by Powell and seconded by Packard to dispense with the reading and approve the minutes of the February 26, 2019 meeting as presented. All members voted aye, the motion carried.

Ditch fund balances were noted as follows. Clay County Yankton-Clay Creek Ditch \$196,664.55 and Yankton County Yankton-Clay Creek Ditch \$123,029.06.

A motion was made by Powell and seconded by Healy to approve the 2019 claims: Mileage/Meeting Expenses for 2019 Meeting \$393.44, Chris Nelson \$250.00, Star Publishing \$20.00, Dennis Martens for airplane flyover \$50.00, Pollman Excavation for beaver dam removal \$3,165.00. All Members voted aye, the motion carried.

The board discussed the ditch levy for 2020 pay 2021.

Troy Walraven moved, seconded by Joe Edelen to leave the levy at the current 8% for 2020 taxes payable in 2021.

Discussion ensued. Jim Petrik asked if that is enough funding. Powell discussed the airplane flyover and said there was fairly minimal debris. Walraven asked about ditch cleaning, and Mockler said it will be completed when the water goes down enough. It was bid to have beaver dams removed from the county line west in Yankton, and Bergen Ave. & 454 Ave. is still scheduled to be done when the water goes down.

Vote on the motion: all voted aye; motion carried.

A motion was made by Powell and seconded by Packard that the meeting be adjourned and convened as Clay Creek Ditch. All members voted aye, the motion carried.

ATTEST:

Travis Mockler, Chairman
Clay-Creek Ditch Board

Patty Hojem, Yankton County Auditor
Carri R. Crum, Clay County Auditor

Clay Creek Ditch Board
February 11, 2020

The Clay and Yankton County Commissions met jointly as a drainage board for the Clay Creek Ditch on Tuesday, February 11, 2020 at Toby's Lounge in Meckling, SD.

Members present—Clay County: Micheal Manning, Travis Mockler, Phyllis Packard, Leo Powell, Auditor Carri R. Crum, Highway Superintendent Rod Polley, and Weed Supervisor Dennis Ganschow. Yankton County: Dan Klimisch, Cheri Loest, Joseph Healy, Gary Swensen, Development Services Director Gary Vetter, and Auditor Patty Hojem.

The meeting was called to order by Chairman Travis Mockler.

A motion was made by Powell and seconded by Manning to approve the minutes of the February 26, 2019 meeting with the Clay County balance corrected to reflect a balance of \$128,508.65. All members voted aye, the motion carried.

Ditch fund balances were noted as follows. Clay County Clay Creek Ditch \$178,915.14 and Yankton County Clay Creek Ditch \$110,771.19.

A motion was made by Powell and seconded by Packard to approve the 2019 claims: Broadcaster Press \$42.00, Press & Dakotan \$2.18, Ulteig Engineering for services regarding dike repairs \$2,042.25, Clay County Highway Department for culverts \$2,356.98, Dennis Martens for airplane flyover \$50.00, and Pollman Excavation for flood gate \$618.00. All members voted aye, the motion carried.

There was a question regarding where Clay Creek Ditch starts in Yankton, and it was discussed that it starts approximately at 305 St. & 447 Ave. Steve McClure asked about removal of silting in Yankton County south and west of Volin. He said there is buildup from the north and silt south of it as well, and there needs to be a coordinated effort to clean it. Mockler said he needs to approach the Yankton County Commission for those requests throughout the year. McClure said there has not been any cleaning since 1996-1997.

Loest asked for any other input prior to setting the levy. There was discussion regarding starting at the bottom and working up with cleaning. Manning said there may need to be engineering services involved, and the levy might need to be increased for Yankton County depending upon how much funding is coming in each year. Healy suggested starting at the bottom and working up, then re-evaluate the levy next year.

Epp moved to raise the levy in Yankton County to 45%. Discussion ensued. Epp amended his motion to set the levy at 65% in Yankton County. Powell seconded the motion. Vote on the motion: 7 ayes, 3 nays; motion passed.

Packard suggested using an engineer to help identify the project needs.

Edelen moved, seconded by Powell and carried to leave the levy at 40% for Clay County Clay Creek Ditch.

The group reviewed parcels to be added to Clay Creek Ditch in Clay County, and it was reported that the landowners agreed to join if they are accepted. Parcels were identified as:

Parcel	Name	Legal
11000-09252-034-06	WEEKS MARIAN J REVOCABLE TRUST	SE 1/4 SE 1/4 & PT SW 1/4 SE/1 4 EXC LOT B 3-92-52
11000-09252-101-00	MUNGER STANLEY PRENTIS FAMILY TRUST	S 1/2 NE 1/4 10-92-52
11000-09252-101-03	WEEKS MARIAN J REVOCABLE TRUST	N 1/2 NE 1/4 10-92-52
11000-09252-102-00	DONSHELL FAMILY LIMITED	N 1,864.19' OF NW 1/4 10-92-52
11000-09252-104-00	MUNGER STANLEY PRENTIS FAMILY TRUST	SE 1/4 EXC MUNGERS INDUSTRIAL ADDN & EXC LOT H-1 10-92-52

11000-09252-112-00	BRATBERG SHAD & TAMELA KAY	S 1/2 NW 1/4 11-92-52
11000-09252-113-00	MUNGER STANLEY PRENTIS FAMILY TRUST	SW 1/4 EXC MUNGER TRACT 1 & EXC LOT H1 11-92-52

Edelen moved, seconded by Packard and carried to accept the parcels.

Petrik asked, if Yankton County cleans the ditch, and Clay County's bottom ends up being higher elevation, could that happen, or would an engineer not allow that? Powell said elevations should be checked on both sides.

Polley reported that he is still working with FEMA on rebuilding the dike. There is a possibility that the sluffs can be pulled back with 75% of the cost being FEMA funding.

Justin Orr asked that low spots on the high side be addressed from Ronnie Orr's property to the Meckling oil. Polley said he will look at the area.

Gary Freeburg said when there is water coming from above the area and full rivers, there is no place for the water to go. Swensen said everyone has to work together, and Powell said we should be thankful for the work that was done all the way back in 1905 to help us get to where we are today.

Donnie Logue asked about building dams to help matters. Powell said it was discussed with Baptist Creek, but the endangered Topeka Shiner population prevented it. Freeburg said he could grow rice on his land at times due to the water.

A motion was made by Powell and seconded by Petrik to nominate Travis Mockler as Chairman. Edelen moved, seconded by Packard that nominations cease and a unanimous ballot be cast. All members present voted aye except Mockler; the motion passed.

A motion was made by Powell and seconded by Healey to nominate Loest as Vice-Chairman. Edelen moved, seconded by Packard that nominations cease and a unanimous ballot be cast. All voted aye, the motion passed.

At 1:59 p.m., a motion was made by Powell and seconded by Swensen that the meeting be adjourned. All voted aye, the motion passed.

Travis Mockler, Chairman
Clay Creek Ditch

Patty Hojem, Yankton County Auditor
Carri R. Crum, Clay County Auditor

February 13, 2020

The Board of County Commissioners met in regular session Tuesday, February 13, 2020 at 8:30 a.m. Members present: Travis Mockler (present via telephone), Phyllis Packard, Leo Powell, and Micheal Manning; Richard Hammond was absent.

Vice-Chair Packard called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items.

Mockler moved, seconded by Manning and carried to approve the agenda with the addition of Ditch Board.

The Board considered an interim contract for architectural services. Powell asked for the Courthouse, Jail, and Law Enforcement Facility Planning Committee's recommendation as the committee was involved in selection of the architecture firm(s). Bob Fuller, Chairman of the committee, was present and said the committee recommends acceptance. State's Attorney Alexis Tracy reviewed the interim agreement with the Board and said Jim Weiderrich of Woods Fuller Schultz & Smith, P.C. reviewed and approved of the contract. Powell moved, seconded by Manning and carried to approve the contract and authorize the Chairman to sign it.

At 8:42 a.m., Manning moved, seconded by Powell and carried to adjourn and convene as Clay County Ditch Board.

The Board discussed bid opening for work to be done on the Yankton/Clay Creek Ditch starting at the Vermillion River and proceeding north and east for 3.22 miles ending at 459 Ave. Powell moved, seconded by Manning and carried to set the date and time for bid opening as March 10, 2020 at 10:00 a.m.

At 8:43 a.m., Powell moved, seconded by Manning and carried to adjourn and reconvene as Board of Clay County Commissioners.

At 8:43 a.m. Powell moved, seconded by Manning and carried to adjourn and reconvene Thursday, February 25, 2020 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

February 25, 2020

The Board of County Commissioners met in regular session Tuesday, February 25, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items.

Manning moved, seconded by Hammond and carried to approve the agenda.

Powell moved, seconded by Manning and carried to approve the minutes for the February 11, February 13, Yankton-Clay Ditch Annual Meeting Minutes, and Clay Creek Ditch Annual Meeting Minutes with the amendment to the Clay Creek Ditch Annual Meeting Minutes reflecting that Donnie Logue spoke, not Donnie O'Connor.

Lauren Hollenbeck, 4-H Educator, met with the Board to present the department's Quarterly Activity Report.

Highway Superintendent Rod Polley met with the Board to discuss highway matters. The Board considered a resolution amending and replacing Resolution #2020-03 for Weight Limit Enforcement.

Powell moved, seconded by Packard and carried to pass and adopt Resolution #2020-05 for Weight Limit Enforcement.

RESOLUTION #2020-05
CLAY COUNTY WEIGHT LIMIT ENFORCEMENT

Whereas, seasonal climatic changes can be detrimental to our highways, and

Whereas, the Clay County Board of County Commissioners desires to protect existing Clay County Highways, ultimately saving tax dollars, and

Whereas, South Dakota Codified Law 32-14-6 allows for the reduction of the legal weight limit which may be carried upon highways within Clay County, and

Whereas, the Clay County Board of Commissioners desire the enforcement of weight limitations on Clay County roads as set forth and posted by the Clay County Highway Superintendent.

NOW THEREFORE BE IT RESOVLVED;

Whereas the limits on Clay County roads shall be set at six (6) ton per axle on all hard surface roads except the Bluff Rd. from SD Highway 19 to 313 St. All gravel roads shall be posted at seven (7) ton per axel, or as posted. Also, all roads hard surface and gravel will be posted "NOT to EXCEED 80,000 LBS."

That the South Dakota Highway Patrol be and hereby is authorized and requested to enforce weight limitations on Clay County Roads.

BE IT FURTHER RESOLVED that the penalty for the violation of the load restrictions shall be as set forth in SDCL 32-22-55.

Vote of Clay County Commission

AYE 5 NAY 0

Dated this 25th day of February 2020 at Vermillion, S.D.

ATTEST:

Carri R. Crum
CLAY COUNTY AUDITOR

Travis Mockler
CHAIRMAN, CLAY COUNTY COMMISSION

Powell moved, seconded by Hammond and carried to approve the Chairman to sign the Event A Force Agreement for Emergency Relief due to flood damages last year.

Polley said he will likely be placing weight limits into effect next week. He also said the ditches rose a couple feet over the weekend due to snow melt, and officials are anticipating flooding in Turner County within the next 2 weeks.

Manning moved, seconded by Hammond and carried to approve a Driveway Application from Erlan Olson at 31120 University Rd.

Brad Stangoehr from Ulteig Engineering was present with Polley to discuss the 2020 Micro-Surfacing Project. The plan is to complete Frog Creek Rd. from Highway 46 down to 302 St., Greenfield Rd. from 302 St. to 306 St., University Rd. from Aus Station to Highway 50, and Bluff Rd. from Ford Raymond's to Highway 19.

Powell discussed with Polley the possibility of using an engineer for ditch projects. Powell discussed the Clay Creek Ditch levy. The group discussed using maps in the future at the annual ditch board meeting. Procedures for the annual meeting were discussed.

Powell moved, seconded by Packard and carried to approve the following claims for payment.

(PAYROLL)		PLANNING & ZONING	\$2,271.42
COMMISSIONER'S	\$8,649.46	(DUE TO OTHER GOVERNMENT)	
AUDITOR'S OFFICE	\$11,583.09	STATE OF SD GAME FISH	\$323.00
TREASURER'S OFFICE	\$21,200.17	(PAYROLL WITHHOLDING)	
STATE ATTORNEY'S OFFICE	\$26,793.43	AAA COLLECTIONS	\$508.22
COURTHOUSE	\$3,373.42	AFLAC	\$638.76
DIRECTOR OF EQUALIZATION	\$11,213.84	CLAY CO FIT FICA	\$54,278.06
REGISTER OF DEEDS	\$7,947.54	COLONIAL LIFE	\$501.60
VETERAN'S OFFICE	\$1,575.00	CONSECO/WASHINGTON	\$24.45
24/7	\$1,564.64	DEARBORN NATIONAL	\$234.15
SHERIFF'S OFFICE	\$41,192.90	DELTA DENTAL OF SD	\$717.60
COUNTY JAIL	\$28,309.59	DIV OF CHILD SUPPORT	\$631.00
EMERGENCY MGMT	\$4,624.71	NEW YORK LIFE INSURANCE	\$328.57
HIGHWAY	\$50,070.42	SD RETIREMENT SYSTEM	\$26,659.86
COMMUNITY HEALTH NURSE/WIC	\$3,087.98	SD SUPPLEMENT RETIREMENT	\$2,775.00
EXTENSION OFFICE	\$3,705.57	SDRS ROTH 457(B) PLAN	\$835.00
WEED	\$2,902.90	TASC PVR	\$2,379.17

UNITED WAY OF VERMILLION	\$323.00
VERMILLION FEDERAL	\$2,171.00
WELLMARK BLUE CROSS	\$52,448.28
(PROFESSIONAL SERVICES AND FEES)	
BUTLER MACHINERY CO.	\$350.00
COOK-HUBER, KERRI	\$20.00
DRIVER LICENSE BUREAU	\$2.82
EAGLES CLUB	\$451.85
EMPCO, INC.	\$75.00
ERICKSON SOLUTIONS GROUP	\$1,319.40
KATTERHAGEN, MARK	\$6.00
LEWNO, LUCILLE M	\$92.25
LOCKWOOD, DARCY	\$6.00
MISTER SMITH'S	\$919.08
SANFORD HEALTH CLINIC	\$685.24
SECURITY SHREDDING SVC.	\$70.00
STADEL, BRENDA	\$125.00
TEGRA GROUP INC	\$12,500.00
TWO WAY RADIO SOLUTIONS	\$105.00
ULTEIG	\$649.00
VERMILLION FEDERAL	\$10.00
YANKTON MEDICAL CLINIC P	\$125.87
(OTHER PROFESSIONAL SERVICE)	
DAKOTAH REPORTING AGENCY	\$586.10
SD ATTORNEY GENERAL	\$1,592.00
UNION CO. SHERIFF	\$5,005.50
(LAW OFFICE)	
MCCULLOCH, JAMES E	\$197.00
PETERSON, STUART, KLENTZ	\$8,427.83
THOMPSON, CRAIG K	\$5,493.33
(MENTAL HEALTH)	
LEWIS & CLARK BEHAVIORAL	\$356.00
SD ACHIEVE	\$240.00
(PUBLISHING)	
BROADCASTER PRESS	\$13.82
STAR PUBLISHING	\$1,778.69
(REPAIRS AND MAINTENANCE)	
AUTOMATIC BLDG. CONTROLS	\$231.00
BUTLER MACHINERY CO.	\$668.70
GARY'S REPAIR & WRECKER	\$1,044.00
LEISURE LAWN CARE	\$999.40
MOORE WELDING & MFG	\$132.00
PRESTO-X COMPANY LLC	\$59.00
TRI STATE INSULATION	\$0.00
TRI-STATE TURF &	\$310.00
(DATA PROCESSING/CLAY CREEK/INF)	
BUREAU OF ADMINISTRATION	\$24.00
SOFTWARE SERVICES, INC.	\$2,415.00
(SUPPLIES & MATERIALS)	
BLUE TARP FINANCIAL, INC	\$67.48
BOB BARKER CO INC	\$435.89
BUTLER MACHINERY CO.	\$272.26
CANON	\$138.15
CARDIOVASCULAR	\$138.15
CONCRETE MATERIALS	\$5,579.82
CRUM, CARRI R	\$107.48

FEDEX	\$315.55
JACK'S UNIFORMS & EQUIP.	\$172.89
L.G.EVERIST, INC	\$3,762.76
LAWSON PRODUCTS, INC.	\$502.85
MILLS & MILLER, INC DIS	\$1,842.80
NEOPOST USA INC	\$194.91
ONE OFFICE SOLUTION	\$62.99
PRINT SOURCE	\$174.00
QUILL CORPORATION	\$275.97
RIVERSIDE HYDRAULICS AND	\$500.52
ROAD KING, INC	\$1,045.19
RUNNINGS SUPPLY INC	\$104.35
SDACHS	\$275.00
SIOUX CITY FOUNDRY CO.	\$401.24
STURDEVANT'S AUTO PARTS	\$1,031.51
TWO WAY RADIO SOLUTIONS	\$274.97
ULTEIG	\$7.65
UTICA GRAVEL INC.	\$178,500.00
VERMILLION ACE HARDWARE	\$208.74
VERMILLION FEDERAL	\$151.43
WALMART COMMUNITY/GECRB	\$56.69
ZEE MEDICAL SERVICE CO	\$32.40
(TRAVEL AND CONFERENCE)	
CLUBHOUSE HOTEL & SUITES	\$604.00
CRUM, CARRI R	\$53.76
SD POLICE CHIEF'S ASSN.	\$85.00
SDACHS	\$100.00
VERMILLION FEDERAL	\$394.40
(UTILITIES)	
BUTCH'S PROPANE	\$1,593.90
CENTURYLINK EMG	\$13.72
CITY OF VERMILLION	\$844.29
VERIZON WIRELESS	\$159.24
VERIZON WIRELESS EMG	\$40.01
VERIZON WIRELESS SHERIFF	\$320.08
VERMILLION GARBAGE SVC.	\$176.00
(PAYMENT)	
BRUNICK SERVICE, INC.	\$372.95
DRUIN, WADE	\$60.92
FORELL, JULIE	\$50.00
HANSEN, ROXANNA	\$20.00
HEIDEBRECHT, JEFFREY	\$71.84
JENSEN, CAROLYN	\$52.42
JORGENSEN, LINDA	\$58.40
MELSTAD, HALEIGH	\$50.00
OLSON, ROXANE	\$5.88
PRESSING MATTERS	\$688.35
VERMILLION AREA ARTS CNC	\$1,250.00
VERMILLION FEDERAL	\$251.76
VERMILLION SCHOOL 13-1	\$50.00
WALMART COMMUNITY/GECRB	\$252.80
WASLEY, KATIE	\$500.50
(JDC/SPECIAL EQP.)	
MINNEHAHA COUNTY JDC	\$7,580.80
TWO WAY RADIO SOLUTIONS	\$15,579.68
(BUILDINGS AND STRUCTURES)	

BRUNICK FURNITURE (BOOKS)	\$200.00	CAMPBELL SUPPLY CO.	\$129.99
I-STATE TRUCK CENTER	\$119,431.00	CANON	\$333.44
THOMSON REUTERS - WEST (FURNITURE AND MINOR EQUIPMENT)	\$530.01	CARDIOVASCULAR	\$333.44
		ONE OFFICE SOLUTION	\$2,263.00
		RADCO - SIOUX FALLS	\$3,057.40

Director of Equalization Ina Peterson met with the Board to present an Application for Abatement and an Application for Refund from Janet Cunningham due to a parcel in Burbank being platted and combined with another parcel, and the old parcel was erroneously not deleted. Powell moved, seconded by Packard and carried to approve the application and authorize the Chairman to sign it for abatement of \$59.32. Hammond moved, seconded by Powell and carried to reconsider the previous motion. Powell moved, seconded by Hammond and carried to approve the Application for Refund of \$59.32. Powell moved, seconded by Packard and carried to table the Application for Abatement.

At 9:49 a.m., Hammond moved, seconded by Packard and carried to adjourn and convene as Clay County Ditch Board.

Manning discussed prices for culverts along Prairie Center Ditch. He said there are 2 concrete culverts, one 88' and one 80'. Prairie Center Ditch will pay for one, and the Township Board agreed to pay half. He said the Township Board asked if the end of the culvert could be pulled back together and banded. Powell suggested that Manning might have a conflict of interest as a landowner on Prairie Center Ditch. Mockler said that the Township Board should pay the whole cost because it is across the road, and they would have to have the culvert anyway, and the other one should be paid by Prairie Center Ditch. Powell suggested putting the matter on the agenda for the next meeting until a map can be presented. Manning said they could have the Township Board present at a future meeting. Mockler said the Township Board should be contacting their Towns & Townships Association because they have an attorney on staff for such matters. Manning said he will contact additional contractors. Powell said any time there is a chance to broaden the pool of contractors it is good. Powell and Mockler discussed Pollman being scheduled to complete work at Week's property on the lower end of Clay Creek Ditch with Polley. Polley said he will get culvert prices, cost of installation, and a map for next week's meeting regarding Prairie Center Ditch. Powell asked Manning to speak with township board members regarding contacting their association's attorney. Recent and future projects were discussed. Polley said on the most recent project, he contacted 7 contractors with little interest received, and the last one he contacted 4 contractors but received 1 bid. Powell discussed the need for engineering services on the ditches so that it is done right, and the money is used wisely. Ditch Board was placed on the March 3rd agenda at 9:30 a.m.

At 10:20 a.m., Manning moved, seconded by Hammond and carried to adjourn and reconvene as Board of Clay County Commissioners.

Powell discussed the recent legislative update on a bill dealing with townships and counties on culverts.

Sheriff Andy Howe reported on the tax deed property sale. He asked for clarification regarding the city's assessments on 119 Franklin St. Howe said he postponed the sale until 10:30 a.m. and will report back afterward.

The Board took a brief recess at 10:27 a.m.

The Sheriff's Office, Register of Deeds Office, and Vermillion Public Library Board Monthly Reports were accepted and placed on file.

Recent payroll additions to be reported are as follows: Grayson Lass was hired as a part-time jailer effective March 1st at \$16.52/hour.

At 10:37 a.m. Packard moved, seconded by Hammond and carried to adjourn and reconvene Tuesday, March 3, 2020 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

The Board of County Commissioners met in regular session Tuesday, March 3, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. Manning declared a conflict with Prairie Center Ditch discussion as a landowner along Prairie Center Ditch.

Packard moved, seconded by Manning and carried to approve the agenda.

Hammond moved, seconded by Packard and carried to approve the minutes for the February 25, 2020 meeting.

Highway Foreman Larry McPherson met with the Board to discuss highway matters. Manning moved, seconded by Hammond and carried to accept the low bid of \$2.16/gallon for ethanol blend fuel from Jerry's Service.

The Board considered a Driveway Application from Roger Hansen on 302 St. 1.5 mi. west of Highway 19 on the north side. Powell moved, seconded by Hammond and carried to approve the application.

Powell moved, seconded by Packard and carried to pass and adopt Resolution #2020-06 for Bridge Inspection Program Resolutin for Use with SDDOT Retainer Contracts.

**RESOLUTION #2020-06
BRIDGE INSPECTION
PROGRAM RESOLUTION
FOR USE WITH SDDOT RETAINER CONTRACTS**

WHEREAS, Title 23, Section 151, *United States Code* and Title 23, Part 650, Subpart C, *Code of Federal Regulations*, requires initial inspection of all bridges and reinspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are reinspected at intervals not to exceed four years.

THEREFORE, BE IT RESOLVED, that Clay County is desirous of participating in the Bridge Inspection Program using Bridge Replacement funds.

The County requests SDDOT to hire Johnson Engineering Co. for the inspection work. SDDOT will secure federal approvals, make payments to the consulting Engineer for inspection services rendered, and bill the County for 20% of the cost. The County will be responsible for the required 20% of matching funds.

Dated this 3rd day of March, 2020, at Vermillion, South Dakota.

Travis Mockler
Chairman, Board of County Commissioners
Clay County, South Dakota

ATTEST:

Carri R. Crum, County Auditor

McPherson updated the Board that we are still waiting to hear from Bon Homme County whether they will be purchasing the surplus blade.

At 9:08 a.m., Powell moved, seconded by Packard and carried to adjourn and convene as Clay County Ditch Board.

Manning reported that the Prairie Center Township Board would like to fix the culvert discussed at the last meeting instead of replacing it. Mockler said the Township will be responsible to fix or replace it, whichever the Board decides to do. He said the landowners on the Prairie Center Ditch would like to replace the other culvert.

At 9:11 a.m., Powell moved, seconded by Packard and carried to adjourn and reconvene as Board of Clay County Commissioners.

Director of Equalization Ina Peterson met with the Board to present an Application for Abatement for Janet Cunningham for \$60.94. Packard moved, seconded by Manning and carried to approve the application and authorize the Chairman to sign it.

Manning moved, seconded by Packard and carried to set the date and time for the County and Consolidated Equalization Board meetings on April 14, 2020 at 1:00 p.m.

Manning shared with the Board a magazine article where Rhode Island used railroad cars to replace bridges for a cost savings. McPherson said he has heard of that in the past, and Emergency Management Director Layne Stewart said it is common in rural Iowa for farmers to cross ravines on their properties.

At 9:22 a.m. Manning moved, seconded by Mockler and carried to adjourn and reconvene Tuesday, March 10, 2020 at 9:00 a.m.

Travis Mockler
Chairman, Board of Clay County Commissioners

ATTEST:

Carri R. Crum
Clay County Auditor

March 10, 2020

The Board of County Commissioners met in regular session Tuesday, March 10, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, and Richard Hammond; Micheal Manning was absent.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items.

Powell moved, seconded by Packard and carried to approve the agenda.

Hammond moved, seconded by Packard and carried to approve the minutes of the March 3, 2020 meeting.

Highway Foreman Larry McPherson met with the Board to discuss highway matters.

Powell moved, seconded by Packard and carried to approve a driveway application from Brad Trudeau 302 St. in Section 28, T95N, R52W, with an 18" culvert.

Powell moved, seconded by Hammond and carried to authorize the Chairman to sign the Joint Powers Force Account Agreement for Emergency Flood Relief.

At 9:06 a.m., Powell moved, seconded by Packard and carried to adjourn and convene as Clay County Ditch Board.

Powell moved, seconded by Hammond and carried to cancel the bid opening on March 31, 2020. The Board will be working with Brad Stangohr from Ulteig Engineering on the Yankton Clay Ditch Project. It was decided that Stangohr will make up an accurate profile of the ditch with measurements and items identified to be removed from the ditch as well as what kind of machine is to be used for the cleaning, to be used for the bid process.

At 10:00 a.m., Powell moved, seconded by Hammond and carried to adjourn and reconvene as Board of Clay County Commissioners.

At 10:02 a.m., a public bid opening was held for highway materials. Bids were opened and read aloud. Hammond moved, seconded by Packard and carried to table acceptance of the bids until the next meeting to give the Highway Superintendent time to review them to ensure they meet specifications.

Zoning Administrator Drew Gunderson met with the Board to present plats.

Powell moved, seconded by Hammond and carried to pass and adopt the following Resolution #2020-07 for Plat of Lot 1 of Parcel "A" in the SW1/4 of the NE1/4 of Section 15, T92N, R53W of the 5th P.M., Clay County, South Dakota; and a plat of Tract 1 in Parcel "A" in the SW1/4 of the NE1/4 and in Lot 2 of the SE1/4, all in Section 15, T92N, R53W of the 5th P.M., Clay County, South Dakota; Francis Michael Armstrong and Robin Armstrong-Thorson, co-trustees of the Francis M. Armstrong Family Trust, owners.

RESOLUTION #2020-07
RESOLUTION OF COUNTY COMMISSIONERS

WHEREAS it appears that the owners thereof have caused a plat to be made of the following described real property:

A plat of Lot 1 of Parcel "A" in the SW1/4 of the NE1/4 of Section 15, T92N, R53W of the 5th P.M., Clay County, South Dakota; and a plat of Tract 1 in Parcel "A" in the SW1/4 of the NE1/4 and in Lot 2 of the SE1/4, all in Section 15, T92N, R53W of the 5th P.M., Clay County, South Dakota; Francis Michael Armstrong and Robin Armstrong-Thorson, co-trustees of the Francis M. Armstrong Family Trust, owners.

Be it resolved that the Board of County Commissioners of said County has examined the same and that it appears that the system of streets set forth therein conforms to the system of streets of existing plats and section lines of said County, that adequate provision is made for access to adjacent un-platted lands by public dedication or section line when physically accessible, and that all provisions of the subdivision regulations of said County have been complied with, and that all taxes and special assessments, if any upon the tract or subdivision have been fully paid and that such plat and the survey thereof have been executed according to law, and the same is hereby accordingly approved.

Travis Mockler, Chairman
Board of County Commissioners

I, Nicole Klunder, Deputy County Auditor of Clay County, South Dakota do hereby certify that the within and foregoing is a true copy of the Resolution passed on March 10, 2020.

Nicole Klunder
Deputy County Auditor, Clay County, SD

Powell moved, seconded by Packard and carried to pass and adopt the following Resolution #2020-08 for Plat of Grandma's House Addition, in the NW1/4 of the NE1/4 of Section 20, T93N, R53W, of the 5th P.M., Clay County, South Dakota; William H. Larson, Sr. and Jane A. Larson, owners.

RESOLUTION #2020-08
RESOLUTION OF COUNTY COMMISSIONERS

WHEREAS it appears that the owners thereof have caused a plat to be made of the following described real property:

A plat of Grandma's House Addition, in the NW1/4 of the NE1/4 of Section 20, T93N, R53W, of the 5th P.M., Clay County, South Dakota; William H. Larson, Sr. and Jane A. Larson, owners.

Be it resolved that the Board of County Commissioners of said County has examined the same and that it appears that the system of streets set forth therein conforms to the system of streets of existing plats and section lines of said County, that adequate provision is made for access to adjacent un-platted lands by public dedication or section line when physically accessible, and that all provisions of the subdivision regulations of said County have been complied with, and that all taxes and special assessments, if any upon the tract or subdivision have been fully paid and that such plat and the survey thereof have been executed according to law, and the same is hereby accordingly approved.

Travis Mockler, Chairman
Board of County Commissioners

I, Nicole Klunder, Deputy County Auditor of Clay County, South Dakota do hereby certify that the within and foregoing is a true copy of the Resolution passed on March 10, 2020.

Nicole Klunder
Deputy County Auditor, Clay County, SD

Powell moved, seconded by Packard and carried to pass and adopt the following Resolution #2020-09 for Plat of Bylander Tract 3, an Addition in the NE1/4 of SE1/4 & the E1/2 of Gov't Lot 1 in the NE1/4, Section 3, T94N, R51W, 5th P.M., Clay County, South Dakota, Vacating the Plat of Bylander Tracts 1 & 2 Recorded in Book 6 of Plats on Page 104 Therein; Ruth M. Bylanders as an individual & as an attorney in fact for Daniel M. Bylander, & as an attorney in fact for Thomas C. Bylander, & as an attorney in fact for Karin L. Woltjer, & as personal representative of the estate of L'Nora L. Bylander, owner.

**RESOLUTION #2020-09
RESOLUTION OF COUNTY COMMISSIONERS**

WHEREAS it appears that the owners thereof have caused a plat to be made of the following described real property:

A plat of Bylander Tract 3, an Addition in the NE1/4 of SE1/4 & the E1/2 of Gov't Lot 1 in the NE1/4, Section 3, T94N, R51W, 5th P.M., Clay County, South Dakota, Vacating the Plat of Bylander Tracts 1 & 2 Recorded in Book 6 of Plats on Page 104 Therein; Ruth M. Bylanders as an individual & as an attorney in fact for Daniel M. Bylander, & as an attorney in fact for Thomas C. Bylander, & as an attorney in fact for Karin L. Woltjer, & as personal representative of the estate of L'Nora L. Bylander, owner.

Be it resolved that the Board of County Commissioners of said County has examined the same and that it appears that the system of streets set forth therein conforms to the system of streets of existing plats and section lines of said County, that adequate provision is made for access to adjacent un-platted lands by public dedication or section line when physically accessible, and that all provisions of the subdivision regulations of said County have been complied with, and that all taxes and special assessments, if any upon the tract or subdivision have been fully paid and that such plat and the survey thereof have been executed according to law, and the same is hereby accordingly approved.

Travis Mockler, Chairman
Board of County Commissioners

I, Nicole Klunder, Deputy County Auditor of Clay County, South Dakota do hereby certify that the within and foregoing is a true copy of the Resolution passed on March 10, 2020.

Nicole Klunder
Deputy County Auditor, Clay County, SD

Powell moved, seconded by Packard and carried to authorize the following claims for payment.

(DUE TO OTHER GOVERNMENT)		(PAYROLL WITHHOLDING)	
CLAY CO TREASURER	\$4,871.00	CREDIT COLLECTION	\$337.91
SD DEPT OF REV ANDERSON	\$236,012.85	(SHERIFF'S FEES)	
SDACO - M&P FUND PAYMENT	\$270.00	CLAY COUNTY SHERIFF	\$585.36
(CLEARING FUND - MISC.)		SD DEPT OF LABOR DIVISIO	\$275.00
SD DEPT OF LABOR DIVISIO	\$202.12	(MISC. REVENUE)	

DEPT OF REVENUE \$126.50
 (INSURANCE DEDUCTABLE REIMBURSE)
 PICK, TONY \$500.00
 (OTHER INSURANCE)
 SD PUBLIC ASSURANCE ALL. \$91,932.85
 (PROFESSIONAL SERVICES AND FEES)
 BROADCASTER PRESS \$24.01
 BUHLS DRYCLEANERS & \$119.00
 CERTIFIED LABORATORIES \$26.40
 GAPP, DEBRA \$2,465.39
 HOUSKA, DDS, RANDY \$234.00
 HOV SERVICES INC. \$798.00
 KATTERHAGEN, MARK \$15.00
 LEWNO, LUCILLE M \$166.50
 LINCOLN COUNTY TREASURER \$139.00
 LOCKWOOD, DARCY \$15.00
 NATIONAL SHERIFF'S ASSOC \$129.00
 NETSYS PLUS, INC. \$71.25
 PHARMCHEM, INC. \$371.15
 QUADIENT LEASING INC \$89.46
 SATELLITE TRACKING OF \$289.25
 SD ACHIEVE \$240.00
 SD DEPT OF HEALTH LAB \$420.00
 SD PUBLIC ASSURANCE ALL. \$119.46
 TIMEKEEPING SYSTEMS, INC \$395.00
 ULTEIG \$1,185.00
 VILLAGE FAMILY SVC CENTE \$1,620.00
 YANKTON CO SHERIFF \$50.00
 YANKTON CO TREASURER \$122.50
 (OTHER PROFESSIONAL SERVICE)
 SD ATTORNEY GENERAL \$814.00
 UNION CO. SHERIFF \$2,342.75
 (LAW OFFICE)
 BIRMINGHAM & CWACH LAW \$247.60
 INVESTIGATIVE \$1,776.17
 MCCULLOCH, JAMES E \$884.70
 THOMPSON, CRAIG K \$286.70
 (MENTAL HEALTH)
 SESD ACTIVITY CNTR \$360.00
 (MENTAL HEALTH)
 SD DEPT OF REV ANDERSON \$39.46
 (PUBLISHING)
 BROADCASTER PRESS \$1,972.60
 PLAIN TALK \$47.25
 STAR PUBLISHING \$1,322.74
 THE EQUALIZER \$84.00
 (REPAIRS AND MAINTENANCE)
 BEN'S HANDYMAN SERVICES \$58.56
 BUHLS DRYCLEANERS & \$48.00
 BUTLER MACHINERY CO. \$126.00
 CENTURY BUSINESS PRODUCT \$30.00
 GRAHAM TIRE YANKTON \$275.90
 LOFFLER COMPANIES \$135.10
 PRESTO-X COMPANY LLC \$78.00
 QUADIENT LEASING INC \$447.28
 TURNER PLUMBING INC \$96.37

WALKER CONSTRUCTION \$315.00
 (DATA PROCESSING/CLAY CREEK/INF)
 BROADCASTER PRESS \$53.43
 ERICKSON SOLUTIONS GROUP \$1,944.00
 LOFFLER COMPANIES \$156.29
 MICROFILM IMAGING SYSTEM \$855.00
 STAR PUBLISHING \$101.74
 (YANKTON CLAY EXPENSE)
 BROADCASTER PRESS \$48.50
 STAR PUBLISHING \$36.53
 (SUPPLIES & MATERIALS)
 A & B BUSINESS \$419.42
 A-OX WELDING SUPPLY CO \$112.76
 AMERICAN STAMP & MARKING \$31.68
 APPEARA \$44.00
 BLUE TARP FINANCIAL, INC \$479.00
 BRUNICK SERVICE, INC. \$150.00
 BUTLER MACHINERY CO. \$1,892.44
 CITY OF VERMILLION \$1,280.61
 CONCRETE MATERIALS \$967.28
 CORTRUST BANK \$4.00
 COYOTE ENTERPRISE LLC \$59.99
 D-P TOOLS, INC. \$1,076.28
 FRANCO TYP-POSTALIA INC \$90.00
 GRAHAM TIRE YANKTON \$17.50
 HERREN-SCHEMPP \$40.50
 JACK'S UNIFORMS & EQUIP. \$169.89
 JERRY'S SERVICE \$1,473.34
 LAWSON PRODUCTS, INC. \$230.08
 MICROFILM IMAGING SYSTEM \$155.00
 MILLS & MILLER, INC DIS \$3,622.70
 ORR FARM SUPPLY \$43.88
 PETERBILT OF SIOUX FALLS \$18.00
 PRINT SOURCE \$366.00
 PROCHEM DYNAMICS \$112.05
 QUADIENT LEASING INC \$89.45
 QUALIFIED PRESORT SVC IN \$2,235.43
 QUILL CORPORATION \$575.88
 RUNNINGS SUPPLY INC \$419.88
 SANFORD HEALTH CLINIC \$2.32
 STATE 4-H OFFICE \$30.00
 STURDEVANT'S AUTO PARTS \$3,617.57
 TRACTOR SUPPLY CREDIT \$255.97
 TRANSOURCE INC \$646.75
 VERMILLION ACE HARDWARE \$58.88
 VERMILLION FEDERAL \$64.00
 VERMILLION FORD \$398.16
 WHEELCO BRAKE AND SUPPLY \$243.08
 ZEE MEDICAL SERVICE CO \$280.55
 3-D SPECIALTIES, INC. \$2,724.40
 (COPIER SUPPLIES)
 CANON \$161.12
 QUILL CORPORATION \$74.04
 (TRAVEL AND CONFERENCE)
 BEST WESTERN RAMKOTA INN \$196.00
 DOHERTY, COREY \$66.00

DOOLEY, TIM	\$48.00	FISCHER'S DISPOSAL L.L.C	\$111.00
GANSCHOW, DENNIS	\$262.56	MIDAMERICAN ENERGY	\$973.21
MCPHERSON, LARRY	\$48.00	MIDCO BUSINESS	\$365.00
SD EMG. MGMT. ASSOCIATIO	\$95.00	VERMILLION GARBAGE SVC.	\$236.00
SDSU EXTENSION SERVICE	\$94.46	WAKONDA TOWN	\$62.65
VERMILLION FEDERAL	\$57.60	(PAYMENT)	
(INMATE TRAVEL)		HY-VEE, INC.	\$4,500.69
JERRY'S SERVICE	\$138.25	JERRY'S SERVICE	\$1,759.74
OLSON, MATT	\$16.00	VERMILLION FEDERAL	\$91.25
(UTILITIES)		(BOOKS)	
BUREAU OF ADMINISTRATION	\$94.53	THOMSON REUTERS - WEST	\$411.02
CENTURYLINK	\$594.28	(FURNITURE AND MINOR EQUIPMENT)	
CITY OF VERMILLION	\$18.00	MICROFILM IMAGING SYSTEM	\$60.00
CLAY RURAL WATER SYSTEM	\$38.00	RADCO - SIOUX FALLS	\$3,057.40
CLAY UNION ELECTRIC CORP	\$675.59	VERMILLION FEDERAL	\$310.65

The Board discussed Highway 46, the S. Dakota St. loop to Highway 19, and a segment of Greenfield Rd.

At 10:50 a.m., Powell moved, seconded by Hammond and carried to enter an Executive Session per SDCL 1-25-2.

At 11:02 a.m., Packard moved, seconded by Hammond and carried to exit the Executive Session.

At 11:08 a.m., Powell moved, seconded by Packard and carried to adjourn and reconvene Tuesday, March 31, 2020 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

March 20, 2020

The Board of County Commissioners met in a special session Friday, March 20, 2020 at 10:00 a.m. to discuss the COVID-19 pandemic. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items.

Powell moved, seconded by Manning and carried to approve the agenda.

Mockler updated the Board that the Courthouse doors are locked. Business is still operational, and departments are trying to operate via phone, e-mail, or appointment only for essential business.

Treasurer Rhonda Howe said paperwork for cars is being handled outside, and the office is also utilizing the drop box at the north entrance.

Mockler said there will be another meeting with schools, city officials, Sanford, and USD on Wednesday. Packard asked about those students returning to Vermillion from spring break. Manning discussed the status of the dorms being that students are not allowed unless they do not have anywhere else to stay.

Packard asked what happens if Emergency Management Director Layne Stewart gets sick, or Sheriff Andy Howe. Mockler discussed the chain of command for the Sheriff's Office, but said he is unsure about a back-up for Stewart. Sheriff Howe said he has helped Stewart before. Auditor Carri Crum suggested that another option might be Lisa Wood from the Community Health/WIC Office. Mockler said he will speak to her as well.

State's Attorney Alexis Tracy voiced disappointment and frustration regarding the Supreme Court's order. She said the defense bar has asked for further direction and guidance, and following that request they did receive an order allowing for some suspension on 180-day trial requirements. She said the Supreme Court order referenced the County's obligation to provide some space and said the court must continue to operate. Tracy said they have technology available, and they need guidance and direction from the judges. The State's Attorney's Office has taken it upon themselves to reach out to defendants to see if they are willing to continue appearances, bond modifications, etc. It has been a massive undertaking, and these are different times and circumstances where people should not be put at risk unnecessarily. Packard thanked her for the State's Attorney's Office's efforts and said she is disturbed by the Supreme Court's order. Mockler said he will try to meet with Judge Gehring regarding the matter. Packard said some may be essentially given a death sentence if they are required to come to court and are subsequently exposed to the virus. Tracy said attorneys, etc., are in high risk categories as well. Manning said it makes a lot of sense to be utilizing technology. Tracy said the jail is also working to have inmates appear via ITV.

Manning asked Howe what they are doing in the jail. Howe said they are cleaning, cleaning, cleaning, discouraging visitation, discontinuing the PBT programs, and will be stopping the fingerprinting program as well. He said they may need to discontinue visitation, although he hates to do that.

Thankfully, he said, the jail population is decreasing at the moment, and hopefully if they have to quarantine someone they can, although it is a small space, so it would be difficult.

Hammond said his concerns have been voiced by others, but there needs to be back-ups for the response team, and Sheriff Howe should be included on meetings to stay involved. Stewart clarified that for the most part, Howe is involved in the meetings. It was decided that Stewart and Crum will work together to get a camera and microphone to help with virtual meetings.

Packard said she would like to discuss consideration for property tax payments for small businesses, whether it might be a deferment or forgiving penalties or interest. Mockler suggested putting it on the agenda for the March 31st meeting, but there are statutes that state the counties cannot abate interest or late fees. However, he said it is something the county can look into further.

Packard asked if there is anything in place to test employees. Tracy asked about health screening. She said the fever-related question gives her pause because at this point we are taking people's word for it, but in some establishments they have to have their temperature taken. Mockler asked about the legal ramifications of that. Tracy and Howe said that, generally speaking, having a fever is not a protected status. Howe said at the clinic, unless you present with symptoms, they are not utilizing masks, etc. Tracy said her office is asking screening questions over the phone first before making an in-person appointment. There was a lengthy discussion regarding screening and testing protocols.

Mockler discussed employee leave time in the event of illness. Tracy said as a part of the congressional phase 2 stimulus bill there are provisions to expand FMLA, emergency paid sick leave for things directly related to COVID-19, and grant programs. Crum said she has received questions from employees regarding the matter. Manning said it is difficult, but the county needs to be fair for everyone. Howe said employees should be protecting their sick leave for when they are sick, but if we are sending someone home when they are otherwise willing to work, they should be compensated.

Packard asked if the custodian has help with cleaning, and she asked if a professional service should be brought in to help. Mockler said the foot traffic reduction has helped matters. Tracy said all offices have been encouraged to pick up and pitch in.

At 10:44 a.m., Manning moved, seconded by Powell and carried to adjourn and reconvene Tuesday, March 31, 2020 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST: 

Carri R. Crum, County Auditor

March 27, 2020

The Board of County Commissioners met in a special session Friday, March 27, 2020 at 10:00 a.m. to discuss the COVID-19 pandemic. Members present: Phyllis Packard, Leo Powell, and Micheal Manning; Travis Mockler and Richard Hammond were absent.

Vice-Chair Packard called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items.

Powell moved, seconded by Manning and carried to approve the agenda.

Auditor Carri Crum read aloud the proposed Ordinance #2020-01, An Emergency Ordinance to Address a Public Health Crisis by Implementing Certain Measures Which Have Been Deemed Necessary to Slow the Community Spread of Coronavirus (COVID-19).

Packard asked if there is any provision in the draft ordinance to allow the County to expand the restrictions, for example to stop take-out at restaurants if necessary, in the 60-day timeframe of the ordinance without the 5-day requirement between first and second readings. She said Sioux Falls' ordinance seemed to have such a clause. State's Attorney Alexis Tracy said the way it is written now, the County would do a resolution to change the ordinance, or draft a new ordinance. Packard said she would like to write it in such a way as not to have to start over. Tracy said there are policy arguments on both sides, and providing an end date gives a sense of comfort to those out of work as a result of the restrictions. Leaving the ability of terminating the ordinance any time is a good ability to have as well. Sioux Falls has community spread, and Clay County has not yet had a confirmed positive case. Manning said a restaurant might decide for themselves whether to offer take-out or curbside pick-up. He said he would hope the citizens of Vermillion would take part in that decision from the start. Packard said is satisfied with the draft.

Manning moved, seconded by Powell to advance the ordinance to the second reading, to take place April 1, 2020. Roll call vote: Manning aye, Powell aye, Packard aye. Motion passed unanimously.

At 10:39 a.m., Powell moved, seconded by Manning and carried to adjourn and reconvene Tuesday, March 31, 2020 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

March 31, 2020

The Board of County Commissioners met in an Executive Session Tuesday, March 31, 2020 at 8:30 a.m. for personnel matters per SDCL 1-25-2 and then for a regular session at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. Manning declared that he may have a conflict of interest regarding any discussion about the Prairie Center Ditch. Hammond said he has been working with the owners at the Grass property at his other employment.

Manning moved, seconded by Packard to approve the agenda. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Powell moved, seconded by Packard to approve the minutes of the March 10, March 20, and March 27, 2020 meetings. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Highway Foreman Larry McPherson met with the Board to discuss highway matters. Highway Superintendent Rod Polley was out of the office but available for questions as well.

McPherson said the repair on the S. Dakota St. bridge will begin April 27, and the bridge will be reduced to one lane traffic during construction. He said it will take 2 weeks to complete.

Powell asked when load limits will be lifted, and McPherson said the gravel roads are really soft. Powell asked if the load limits have to be all or none, and McPherson it is better to do them all at once.

McPherson said on Greenfield Rd. there is a farmer who wants to clean the ditch at 301 St. He said elevations were taken yesterday, and there is a 1-foot drop from one culvert to the next, so he does not feel a need to clean the ditch. McPherson said he will be speaking to the farmer about it. Powell asked if water is standing there, and McPherson said there are just small puddles here and there.

Powell said he thought S. Dakota St. was a 7-ton road, but he noticed the sign says 6 tons, as well as Bethel Hall to Highway 46, which was micro-surfaced last year. McPherson questioned whether it should be increased to 7 tons as it was breaking up before the micro-surfacing. Polley said he dropped it to 6 tons to preserve the micro-surface. He also said S. Dakota St. followed suit. He feels it is not right to have one road at a lower weight limit than the other as he is trying to make everything uniform, but it is up to the Board. Polley recommended leaving those roads at 6 tons. Powell agreed to stay with Polley's recommendation.

Powell moved, seconded by Manning to approve the low bids of \$1.1681 for #2 diesel from Jerry's Service and \$1.14 for ethanol blend fuel from Brunick's Service. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Manning moved, seconded by Hammond to accept the low bid of \$1.0731 for #2 diesel at the Wakonda highway shop from Jerry's Service. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

The Board considered applications from Centurylink for fiberoptic cable on a ½ mile portion of Timber Rd. and a 1 ½ mile section of 454 Ave. located at Section 15, T92N, R53W and Section 29/29, T93N, R53W. Powell moved, seconded by Manning to approve the applications and authorize the Chairman to sign them. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

McPherson said the department will be moving to summer hours, which are 10-hour days from 6:30 a.m.-5:00 p.m. starting April 6th.

Hammond moved, seconded by Manning to approve and accept material bids as recommended by the Highway Superintendent. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed. Bids were as follows:

Description and Size	Midstates	Brock White
<u>Cracksealer Material</u>	\$0.46 lb.	\$0.56 lb.
<u>Mastic Sealer</u>	\$0.50 lb.	\$0.52 lb.
Highway Supt. recommends acceptance of both bids, whichever is more advantageous.		

Crane Work, Crane Men, and Driving Piling

Hollaway Construction Refer to Bid Sheet for Pricing
 Highway Supt. recommends awarding to Hollaway Construction (only bidder).

<u>Asphalt Concrete</u>	Price Per Ton at Plant	2019 Bid
Barkley Asphalt (Sioux City, IA, FOB)	\$64.50	\$66.00
Myrl and Roys (Sioux Falls, SD, FOB)	\$55.00	\$60.00
Concrete Materials (Yankton, SD, FOB)	\$70.00	\$68.00
Concrete Materials (Sioux Falls, SD, FOB)	\$57.00	\$54.00
Highway Supt. recommends awarding to all bidders for Asphalt Concrete, whichever is more advantageous to Clay County.		

<u>Traffic Signs</u>	<10	>10
30" X 30" Stop	Barco	3-D Specialties
	\$43.25 Ea.	\$38.65 Ea.
	3-D Specialties	\$42.04 Ea.
		\$40.13 Ea.
30" x 30" Warning	Barco	3-D Specialties
	\$49.95 Ea.	\$33.75 Ea.
	3-D Specialties	\$50.49 Ea.
		\$48.20 Ea.
<u>Steel Sign Posts</u>	Barco	3-D Specialties
8' 1.12 lb. per foot	\$ 9.16	\$15.60
8' 2 lb. per foot	\$14.45	\$19.85
<u>Telespar Sign Post and Anchors</u>	Barco	3-D Specialties
12 ft. 2" X 2"	\$40.80 Ea.	\$41.38 Ea.
4 ft. 2 ¼" X 2 ¼"	\$24.20 Ea.	\$15.27 Ea.
12 ft. 1 ¾" X 1 ¾"	\$33.80 Ea.	\$37.07 Ea.

Highway Supt. recommends awarding to 3-D specialties. Barco prices only valid through Sept. 30, 2020.

<u>Liquid Asphalt</u>	Jebro
Anti-Strip Additive	\$.09 Per Gallon
MC70	\$3.11 Per Gallon
MC800R	\$2.98 Per Gallon
MC3000	\$2.40 Per Gallon
CSS-1H 1:1 Dilute (Fog Seal)	\$1.08 Per Gallon

Highway Supt. recommends awarding to Jebro (only bidder).

<u>Concrete Pipe (RCP) (Round)</u>	Hancock	Forterra
18"	\$ 18.04 Per Ft.	\$ 22.96 Per Ft.
24"	\$ 25.90 Per Ft.	\$ 32.08 Per Ft.
36"	\$ 52.03 Per Ft.	\$ 58.62 Per Ft.
48"	\$ 90.15 Per Ft.	\$105.72 Per Ft.
72"	\$196.28 Per Ft.	\$230.61 Per Ft.

Highway Supt. recommends awarding to Hancock.

<u>Concrete Pipe (RCP) (Arch)</u>	Hancock	Forterra
18"	\$ 33.94 Per Ft.	\$ 38.81 Per Ft.
24"	\$ 49.69 Per Ft.	\$ 57.36 Per Ft.
36"	\$ 88.81 Per Ft.	\$ 94.79 Per Ft.
48"	\$126.25 Per Ft.	\$138.67 Per Ft.
72"	\$249.55 Per Ft.	\$280.37 Per Ft.

Highway Supt. recommends awarding to Hancock.

<u>Reinforced Concrete Box Culvert (Single Barrel)</u>	Hancock	Forterra
6' X 6'	\$444.00 Per L. Ft.	\$398.00 Per L. Ft.
7' X 7'	\$488.00 Per L. Ft.	\$433.00 Per L. Ft.
8' X 8'	\$529.00 Per L. Ft.	\$474.00 Per L. Ft.
10' X 10'	\$671.00 Per L. Ft.	\$585.00 Per L. Ft.

Highway Supt. recommends awarding to Forterra.

<u>Reinforced Concrete Box Culvert (Double Barrel)</u>	Hancock	Forterra
8' X 8'	\$ 889.00 Per L. Ft.	\$ 824.00 Per L. Ft.
10' X 10'	\$1,089.00 Per L. Ft.	\$ 994.00 Per L. Ft.
12' X 12'	\$1,291.00 Per L. Ft.	\$1,185.00 Per L. Ft.
14' X 14'	\$1,599.00 Per L. Ft.	\$1,522.00 Per L. Ft.

Highway Supt. recommends awarding to Forterra.

<u>Pre-Stressed Concrete Bridge Deck Units</u>	Forterra	Hancock
30'	\$4,107.00	No Bid
50'	\$6,688.00	No Bid
60'	\$7,818.00	No Bid

Highway Supt. recommends awarding to Forterra.

<u>Pre-Stressed Concrete Bulb tee Bridge Deck</u>	Forterra

40' Long X 6' Wide	\$ 8,338.00
60' Long X 6' Wide	\$12,659.00
80' Long X 6' Wide	\$16,965.00

Highway Supt. recommends awarding to Forterra (only bidder).

Highway Supt. recommends the County also accept Beadle County Bid packet.

At 9:25 a.m., Powell moved, seconded by Hammond to adjourn and convene as Clay County Ditch Board. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Brad Stangoehr with Ulteig Engineering was present to discuss bidding for Yankton Clay Ditch. He said he would like to use a drone to fly over the ditch as Pictometry is not quite clear enough for him to see everything. From there, he would like to put together bid documents and a contract within a few weeks. Manning moved, seconded by Hammond to proceed. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

The Grass property (formerly Frank Orr's property) was discussed. The new owner wants to install a culvert parallel with the township road. Manning said there is a culvert east of the desired location, but the landowner would like to move it to the west closer to the buildings on the site. Hammond said that is his understanding as well. The driveway into the site is away from the loafing shelter/feeding area, and they want a second one so they do not have to go across the past pasture to get to the building site. Packard said she would like to see a formal request. Polley said it is Lateral 2A. Hammond said he has been in contact with them regarding piping water around the site. Mockler asked if Hammond could contact the owners regarding an application so that the process can be done right. Polley said the application can be downloaded from the county's website, and he asked that the landowner be instructed to note on the application that it is for Lateral 2A. Powell asked about elevations, and Polley said elevations will need to be checked upstream and downstream during installation.

Manning discussed a culvert on the Prairie Center Ditch. He said at 469 Ave. & 314 St. both ends of the culvert are bad. He received quotes for pulling the sides/ends back up and packing dirt around. It will also require digging back some and pulling the dirt back into place. Shane O'Connor's quote was \$3,775, and Tim Gregoire's quote was \$1,800. Manning said he will not vote, as he is a landowner. Powell moved, seconded by Hammond to accept the quote from Tim Gregoire. Roll Call Vote: Hammond Aye, Manning Abstained/Recused, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 9:58 a.m., Powell moved, seconded by Hammond to adjourn and reconvene as Board of Clay County Commissioners. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Bid opening was conducted for the 2020 Micro-Surfacing Project. McPherson opened the bids and read them aloud. Missouri Petroleum Products Co., LLC bid \$777,853.42, ASTECH Corp. bid \$622,048.14, and Monarch Oil Co. bid \$697,174.40. Stangoehr asked for the bids to be scanned to him so he can review them for compliance and tabulation. Mockler asked if the County should complete more miles of micro-surfacing and take advantage of low oil pricing.

Polley and Stangoehr said they could if the contractor has time, and the Board agreed that the County should. Powell said he is looking at the project map, and he asked Polley where he would add those miles. Polley said he would need to look at the project to determine that, but he budgeted \$800,000. Packard and Powell both said it is a good idea as oil prices may be higher next year. Hammond and Stangoehr discussed the oil price war currently happening. Mockler said they can approve it all at once, and Stangoehr said it is easy to add on the mileage with a change order.

Tom Grimmond of Dougherty & Company discussed bond information for the building project. He said the County is limited to 5% of the assessed value of the County. Grimmond discussed levels of bonding and what the tax levy might be assuming various budgets and timelines. Mockler discussed the possibility of paying ahead on the bond if the County were to be able to. Grimmond said normally entities do lease-purchase agreements. With general obligation bonds, counties only need a simple majority (50% plus one) for voter approval. Lease-purchase works differently. Grimmond encouraged the Board to look at the project cost and see if it fits the voters of Clay County, and he said is available for any future needs.

The Board discussed the COVID-19 pandemic, professional disinfecting/cleaning of the Courthouse, legislation, and the operations of the court system. State's Attorney Alexis Tracy said the judicial system intends to have court Thursday. Howe said the jail has a thermometer, and he discussed having someone posted at the door to do health screenings, including taking temperatures, before admittance to the building for court. He also suggested that county offices lock their doors during court hours. Howe also discussed his efforts for preserving health for inmates.

Lacey Bridges and Rachel Gackle of Marsh & McClennan Agency were present to meet with the Board regarding various benefit proposals. It was decided they would be placed on the agenda for the April 7th meeting for the commissioners to make a decision.

Joe Edelen was present from Louie's Carpet Cleaning & Disaster Restoration. He said the company bought the old Centurylink building in August 2016, but they never received a property tax bill until January 2020, which included delinquent taxes. When he contacted the Treasurer's Office, the billing address was listed as an Omaha address. He said he was appearing to ask the commissioners to rectify the injustice of the penalties involved in the late payment of the taxes because he does not believe, in good faith, he should have had to pay the penalties, and he is requesting a refund. Edelen suggested that an honest mistake was made, and he is asking the County to make it whole. Powell asked State's Attorney Tracy what recourse the Board has. Tracy read SDCL 10-21-2 and said that ultimately an honest mistake was also made on the part of the taxpayer. She said she cannot find any legal authority to forgive the penalties as the State mandates the obligation be on the taxpayer. Edelen asked how many taxpayers would remember to pay if they did not receive a bill. Mockler said he does not know how the County could legally refund the penalties. Powell said the Board can want to do it, but there is no legal right to do it. Tracy said the Board can entertain the idea if Edelen can provide some reference to the County having the authority, but her review of the statutes indicates that there is no authority. Edelen said he feels that if there is a will there is a way. Treasurer Rhonda Howe said every year the statements are mailed, and the Treasurer's Office receives typically 30-40 returned statements,

and unfortunately it is the responsibility of the taxpayer to contact the office to ask why they did not get their statement. The Treasurer's Office does not always know the taxpayer did not get the statement unless the taxpayer notifies them. She said, unfortunately, she does not have the power to forgive late fees. Edelen asked if the commissioners can lower taxes for one year and raise them back up the next year to compensate for the penalties. Mockler said they cannot do that. Packard asked why Edelen's tax person did not question the lack of a property tax bill. Edelen said he is the tax person, and he pays tens of thousands of dollars in bills each year, and that bill just was not there to be paid. Powell said he feels bad, but the statute does not give leeway to do anything.

At 11:35 a.m., Powell moved, seconded by Packard to adjourn and reconvene Tuesday, April 7, 2020 at 9:00 a.m. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

April 7, 2020

The Board of County Commissioners met a regular session Tuesday, April 7, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Powell moved, seconded by Packard to approve the agenda. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Hammond moved, seconded by Powell to approve the minutes of the March 31, 2020 meeting. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Highway Foreman Larry McPherson met with the Board to discuss highway matters.

Brad Stango of Ulteig Engineering and Highway Foreman Larry McPherson met with the Board regarding the Micro-surfacing Project bids. Powell moved, seconded by Hammond to award the Micro-surfacing Project bid to the low bidder, ASTECH Corp., for \$622,048.14. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

McPherson reported that he spoke with Dale Christensen regarding the ditch at 298 St. & Greenfield Rd. Christensen would like to have Tim Gregoire clean the east side ditch on Greenfield Rd. 900 ft. north of 298 St. and 400 ft. south of 298 St. There is one culvert in the driveway, and McPherson reported that if the County supplies the culvert Gregoire will replace it when the work is in progress, and he will need to re-seed the ditch. Powell moved, seconded by Hammond to authorize the project. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

McPherson reported that load limits have been removed. Fairview Ave. is still closed on top of the hill, and they are trying to keep it smooth. He said the department will blade it tomorrow and see how it turns out before opening it. There is also a mile on the west county line that is closed due to the same conditions.

Rachel Gackle with Marsh & McClennan Agency met with the Board to discuss short term disability, life, dental, and vision insurance plans. Powell moved, seconded by Packard to offer short term disability with the County covering the premium, life insurance with the option to add additional coverages with the County paying the employee's share and any additional coverages to be paid by the employee, dental insurance with the employee paying the premium, and vision insurance with the employee paying the premium, all through The Standard. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Director of Equalization Ina Peterson met with the Board for the annual review as per SDCL 10-

3-14. She also discussed having the County & Consolidated Equalization Boards via Zoom due to the COVID-19 pandemic.

The Board reviewed quotes for repair of the front steps and retaining wall at the Courthouse. Powell moved, seconded by Packard to have Welfl Construction complete the work. Hammond asked for an anticipated completion date, and Powell said he would discuss that with Welfl. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 9:47 a.m., Packard moved, seconded by Hammond to adjourn and reconvene Tuesday, April 14, 2020 at 9:00 a.m. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST: Carri R. Crum

Carri R. Crum, County Auditor

**2020 Board of Equalization
Consolidated Board
Clay County**

Chairman Mockler called the Consolidated Board of Equalization to order at 1:00 p.m., Tuesday, April 14, 2020. Members present: Travis Mockler, Leo Powell, Phyllis Packard, Micheal Manning, Richard Hammond, Steve Ward, Richard Holland, Brian Humphrey, and Tim Schwasinger. Also present: County Auditor Carri Crum, Director of Equalization Ina Peterson, Deputy Director of Equalization Bill Manger, and State's Attorney Alexis Tracy. Oaths of Office were given.

Powell moved, seconded by Packard to approve the agenda. Roll call vote: Mockler Aye, Hammond Aye, Packard Aye, Powell Aye, Manning Aye, Holland Aye, Humphrey Aye, Ward Aye, Schwasinger Aye. Motion passed.

The following Appeals were heard for consideration:

Appeal #2020-01 – JP Investments LLC (15530-02700-160-00) The Director's value was \$10,890 for land and \$682,396 for improvements with a total of \$693,286.

The Director's recommendation was to lower the value of improvements to \$445,356 for a total of \$456,246.

Appeal #2020-02 – JP Investments LLC (15530-02700-170-00) The Director's value was \$5,033 for land and \$213,532 for improvements with a total of \$218,565.

The Director's recommendation was to lower the value of improvements to \$192,754 for a total of \$197,787.

Powell moved, seconded by Ward to accept the Director's recommendations for Appeals #2020-01 and #2020-02. Roll call vote: Mockler Aye, Hammond Aye, Packard Aye, Powell Aye, Manning Aye, Holland Aye, Humphrey Aye, Ward Aye, Schwasinger Aye. Motion passed.

The Board considered the following Recommendations:

Appeal #2020-03 – Kruger, Michael & Dio (15590-00000-030-00) The Director's recommendation was to lower the structure value from \$183,272 to \$123,950 to correct quality and condition of basement.

Manning moved, seconded by Holland to accept the Director's recommendation for Appeal #2020-03. Roll call vote: Mockler Aye, Hammond Aye, Packard Aye, Powell Aye, Manning Aye, Holland Aye, Humphrey Aye, Ward Aye, Schwasinger Aye. Motion passed.

Appeal #2020-04 – One Oh Nine LLC (15720-05100-060-03) The Director's recommendation was to lower the structure value from \$125,899 to \$88,999 to reflect condition.

Manning moved, seconded by Packard to accept the Director's recommendation for Appeal #2020-04. Roll call vote: Mockler Aye, Hammond Aye, Packard Aye, Powell Aye, Manning Aye, Holland Aye, Humphrey Aye, Ward Aye, Schwasinger Aye. Motion passed.

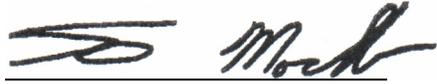
Appeal #2020-05 – Buen Dia LLC (15810-02500-040-00) The Director’s recommendation was to lower the structure value from \$278,684 to \$253,551 to reflect condition.

Holland moved, seconded by Manning to accept the Director’s recommendation for Appeal #2020-05. Roll call vote: Mockler Aye, Hammond Aye, Packard Aye, Powell Aye, Manning Aye, Holland Aye, Humphrey Aye, Ward Aye, Schwasinger Aye. Motion passed.

The Consolidated Board adjourned at 1:27 p.m. with a motion by Schwasinger, seconded by Packard. Roll call vote: Mockler Aye, Hammond Aye, Packard Aye, Powell Aye, Manning Aye, Holland Aye, Humphrey Aye, Ward Aye, Schwasinger Aye. Motion passed.

Dated this 14th day of April, 2020.

ATTEST: Carri R. Crum
Carri R. Crum, County Auditor


Travis Mockler, Chair
Consolidated Equalization Board

**2020 Board of Equalization
County Board
Clay County**

Chairman Travis Mockler called The County Board of Equalization to order at 1:27 p.m., Tuesday, April 14, 2020. Members present: Travis Mockler, Leo Powell, Phyllis Packard, Richard Hammond, and Micheal Manning. Also present: County Auditor Carri Crum, Director of Equalization Ina Peterson, Deputy Director of Equalization Bill Manger, and State’s Attorney Alexis Tracy. Oaths of Office were given.

The following Appeals were heard for consideration:

Appeal #2020-06 – Burbach, Robert C (08000-09352-012-04) The Director’s recommendation was a change from a NA value of \$39,592 to an AG value of \$8,253 due to a change of property class upon completion of AG status report.

Powell moved, seconded by Hammond to accept the Director’s recommendation for Appeal #2020-06. Roll call vote: Mockler Aye, Hammond Aye, Packard Aye, Powell Aye, Manning Aye. Motion passed.

Appeal #2020-07 – Rentschler, Scott A & Clayton R (12800-00900-130-00) The Director’s recommendation was to lower the structure value from \$21,462 to \$0 due to the mobile home having been moved out of state.

Powell moved, seconded by Packard to accept the Director’s recommendation for Appeal #2020-07. Roll call vote: Mockler Aye, Hammond Aye, Packard Aye, Powell Aye, Manning Aye. Motion passed.

Packard moved, seconded by Powell to instruct the Director of Equalization to make adjustment for Freeze on Assessment of Dwellings of Disabled and Senior Citizen per SDCL 10-6A. Roll call vote: Mockler Aye, Hammond Aye, Packard Aye, Powell Aye, Manning Aye. Motion passed.

Powell moved, seconded by Hammond to instruct the Director of Equalization to make adjustment for Veterans Exemption per SDCL 10-4-40 & 10-4-41. Roll call vote: Mockler Aye, Hammond Aye, Packard Aye, Powell Aye, Manning Aye. Motion passed.

Hammond moved, seconded by Manning to accept the addition of Owner Occupied status for 2020 for the following parcels. Roll call vote: Mockler Aye, Hammond Aye, Packard Aye, Powell Aye, Manning Aye. Motion passed.

Parcel Number	Name	Address	
15999-01000-000-01	Loux Jeffrey	833 E. Duke #1	Vermillion
15999-01600-010-18	Long Soldier, Daniel	1018 Tom	Vermillion
02000-09552-064-18	Thiesen, Stephen	29783 Frog Creek Rd.	Centerville
12700-00000-150-00	Larson, William Jr.	32197 Ponderoda Dr.	Burbank
03000-09553-302-01	Heine, Robert T	45213 301 St	Wakonda
15710-07600-180-00	Seite, Evan & Mahood, Ashlin	24 S. Harvard	Vermillion
15530-03100-200-00	Odens, Eleri Ann &	5 Luxemburg	Vermillion

	McNamara, Sharon		
08000-09352-234-02	Hays, Lisa M & Cody D	31288 SD 19	Vermillion
15999-01900-010-15	Stephens, Sawyer John	1015 Kim Lane	Vermillion

The Tax Exempt List for 2020 was presented. Manning moved, seconded by Hammond to approve the list as published in county legal newspapers. The list is on file in the Auditor’s Office. Roll call vote: Mockler Aye, Hammond Aye, Packard Aye, Powell Aye, Manning Aye. Motion passed.

The County Board adjourned for the year at 1:46 p.m. with a motion by Powell, seconded by Hammond. Roll call vote: Mockler Aye, Hammond Aye, Packard Aye, Powell Aye, Manning Aye. Motion passed.

Dated this 14th day of April, 2020.

ATTEST: Carri R. Crum
 Carri R. Crum, County Auditor


 Travis Mockler, Chairman
 Consolidated Equalization Board

April 28, 2020

The Board of County Commissioners met a regular session Tuesday, April 28, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Packard moved, seconded by Hammond to approve the agenda with the addition of the Avera Mental Health Contract and jailer positions. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Manning moved, seconded by Hammond to approve the minutes of the April 7, 2020 meeting. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Emergency Management Director Layne Stewart met with the Board to present the Quarterly Activity Report. Powell moved, seconded by Hammond to approve and authorize the Chairman to sign the report. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Highway Foreman Larry McPherson met with the Board to discuss highway matters.

Hammond moved, seconded by Manning to accept the low bid of \$.899/gallon for propane from Butch's Propane. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Manning moved, seconded by Powell to accept the low bid of \$1.18/gallon for ethanol blend fuel from Brunick's Service. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

McPherson spoke with the Board regarding a request from Dan Wieman to be allowed to clean 100 yards south of 299 St. McPherson said he sees no problem with allowing the ditch cleaning. Manning moved, seconded by Hammond to allow Wieman to perform the ditch cleaning as requested. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

McPherson updated the Board that Pollman Excavation is cleaning Lateral 50 and will be cleaning Clay Creek Ditch as soon as possible. The Dakota St. bridge project was supposed to start April 27th but has been postponed until June 4th. Brad Stangohr with Ulteig Engineering completed the drone flyover of the Yankton-Clay Ditch and should have paperwork done within a couple weeks.

Sheriff Andy Howe met with the Board to discuss a mental health contract with Avera. It is a pilot program funded with grant money for mental health crisis intervention in communities

lacking resources. Howe said we have some resources but a lot less than Sioux Falls or Rapid City. He said deputies would have an iPad to take to the scene, and a mental health professional would talk to the person. Howe said he volunteered to be a pilot county. The grant funding pays for the first year, but he said he will not obligate the county after the first year because Clay County does have some resources. Hammond asked how many other counties are involved. Howe said he thinks three are operational, but there will be five. Packard said the contract infers that the county will be paying after the first year, and she would like the State's Attorney to look at it. Howe said he has told them he will not pay after the first year, and they told him the county would not be obligated to pay. State's Attorney Tracy asked if there is a provision to give notice of cancellation, and Howe said there is not. Powell said contracts should always be reviewed by the State's Attorney and signed by the County Commission. It was decided that the matter should be placed on the next agenda.

Howe asked about replacing part-time jailer positions with a full-time position. He said he has part-time positions open, and he is just not getting applications. He has asked Alternative HRD to advertise, but he does not expect to see anything more to come from it because people do not move to Vermillion for a part-time position. Howe said he thinks it would be easier to keep a full-time position filled, but there are increase costs due to benefits. Powell said he agrees, but he asked how it will impact the budget. Howe said he will need to figure the cost of benefits per half year, but health insurance cost will vary. Powell said he agrees that a full-time position will help with retention. Mockler asked for a rough cost estimate by the next meeting, and it was decided that the item will be placed on the agenda.

Howe discussed COVID-19 plans within the jail if there ever was a positive case. Powell asked about testing, and Howe talked about provisions within the plan.

Powell moved, seconded by Manning to approve the following claims for payment from March and April.

(PAYROLL)		CUNNINGHAM, JANET	\$38.38
COMMISSIONER'S	\$8,649.46	STATE OF SD GAME FISH	\$229.00
AUDITOR'S OFFICE	\$11,583.09	(PAYROLL WITHHOLDING)	
TREASURER'S OFFICE	\$21,212.33	AFLAC	\$597.29
STATE ATTORNEY'S OFFICE	\$26,793.43	CLAY CO FIT FICA	\$54,654.97
COURTHOUSE		COLONIAL LIFE	\$501.60
\$3,373.42		CONSECO/WASHINGTON	\$24.45
DIRECTOR OF EQUALIZATION		CREDIT COLLECTION	\$211.90
\$11,213.84		DELTA DENTAL OF SD	\$629.60
REGISTER OF DEEDS	\$7,947.54	DIV OF CHILD SUPPORT	\$631.00
VETERAN'S OFFICE	\$1,575.00	NEW YORK LIFE INSURANCE	\$328.57
24/7	\$1,718.08	SD RETIREMENT SYSTEM	\$26,709.66
SHERIFF'S OFFICE	\$41,070.17	SD SUPPLEMENT RETIREMENT	\$2,775.00
COUNTY JAIL	\$28,005.97	SDRS ROTH 457(B) PLAN	\$835.00
EMERGENCY MGMT	\$4,624.71	TASC PVR	\$2,012.50
HIGHWAY	\$51,900.37	UNITED WAY OF VERMILLION	\$731.00
COMMUNITY HEALTH NURSE/WIC	\$3,087.98	VERMILLION FEDERAL	\$2,171.00
EXTENSION OFFICE	\$3,705.57	WELLMARK BLUE CROSS	\$50,145.84
WEED	\$1,479.43	(DELINQUENT PROPERTY TAXES)	
PLANNING & ZONING	\$2,327.30	CUNNINGHAM, JANET	\$.77
(DUE TO OTHER GOVERNMENT)		(REFUND PROPERTY TAXES)	

CUNNINGHAM, JANET	\$20.17
(OTHER INSURANCE)	
JENSEN INSURANCE	\$568.00
(PROFESSIONAL SERVICES AND FEES)	
BILLINGS, JOHN P	\$1,828.75
BROADCASTER PRESS	\$24.01
GAPP, DEBRA	\$3,095.00
MINNEHAHA COUNTY JDC	\$154.00
RECYCLE-IT	\$63.00
WOODS, FULLER, SHULTZ &	\$3,163.05
YANKTON CO SHERIFF	\$40.00
(LAW OFFICE)	
COLLIER, CAITLIN F	\$1,356.90
HORN LAW OFFICE, PROF.LL	\$175.00
PETERSON, STUART, KLENTZ	\$8,427.83
(PUBLISHING)	
BROADCASTER PRESS	\$1,972.60
STAR PUBLISHING	\$142.36
(REPAIRS AND MAINTENANCE)	
BEN'S HANDYMAN SERVICES	\$122.98
CMOORE PIT SERVICE	\$325.00
JOHNSON FEED, INC.	\$24.37
PRESTO-X COMPANY LLC	\$78.00
SWENSEN, DANIEL	\$450.00
TRIVIEW COMMUNICATION IN	\$402.42
VERMILLION ACE HARDWARE	\$61.98
(DATA PROCESSING/CLAY CREEK/INF)	
BROADCASTER PRESS	\$53.43
ERICKSON SOLUTIONS GROUP	\$2,859.00
STAR PUBLISHING	\$22.07
(YANKTON CLAY EXPENSE)	
BROADCASTER PRESS	\$48.50
(SUPPLIES & MATERIALS)	
BARCO MUNICIPAL PRODUCTS	\$1,371.20
BUTLER MACHINERY CO.	\$205.20
CANON	\$138.15
CONCRETE MATERIALS	\$4,529.58
CRUM, CARRI R	\$70.74
HOUSKA, DDS, RANDY	\$453.00
HY-VEE, INC.	\$56.71
JCL SOLUTIONS	\$603.77
JOHNSON FEED, INC.	\$78.09
MICROFILM IMAGING SYSTEM	\$155.00
NORTH CENTRAL RENTAL &	\$5,715.00
ONE OFFICE SOLUTION	\$17.28
PETERSON, INA	\$23.43
PROCHEM DYNAMICS	\$459.11
RIVERSIDE HYDRAULICS AND	\$79.46
STURDEVANT'S AUTO PARTS	\$116.99
TRANSOURCE INC	\$69.47
TRUENORTH STEEL	\$18,235.44
VERIZON WIRELESS	\$57.01
VERMILLION ACE HARDWARE	\$8.10
WALMART COMMUNITY/GEGRB	\$50.20
WARNE CHEMICAL & EQUIP	\$603.66
YANKTON JANITORIAL SUPPL	\$528.00

(UTILITIES)	
BUREAU OF ADMINISTRATION	\$25.00
BUTCH'S PROPANE	\$1,103.72
CITY OF VERMILLION	\$2,033.59
VERIZON WIRELESS	\$45.01
VERIZON WIRELESS SHERIFF	\$320.08
VERIZON WIRELESS ST ATTN	\$149.20
VERMILLION GARBAGE SVC.	\$176.00
(PAYMENT)	
AMERICAN TIRE DISTRIBUTO	\$1,137.33
BRUNICK SERVICE, INC.	\$55.00
HY-VEE, INC.	\$3,004.10
WALMART COMMUNITY/GEGRB	\$91.20
(FURNITURE AND MINOR EQUIPMENT)	
CANON	\$209.87
(DUE TO OTHER GOVERNMENT)	
BERESFORD SCHL DIST 61-2	\$45,422.10
BETHEL TOWNSHIP	\$6,004.74
CENTERVILLE SCH DIST 60-	\$25,365.68
CITY OF VERMILLION	\$101,950.11
CLAY CO TREASURER	\$6,206.56
FAIRVIEW TOWNSHIP	\$10,607.64
GARFIELD TOWNSHIP	\$7,310.27
GAYVILLE/VOLIN SCHL DIST	\$3,054.45
GLENWOOD TOWNSHIP	\$4,735.08
IRENE CITY	\$444.29
IRENE/WAKONDA SCHL 13-3	\$91,495.66
MECKLING TOWNSHIP	\$5,543.55
NORWAY TOWNSHIP	\$3,559.59
PLEASANT VALLEY TWP.	\$5,026.01
PRAIRIE CENTER TWP.	\$4,854.56
RIVERSIDE TOWNSHIP	\$6,173.53
SD DEPT OF REV ANDERSON	\$242,554.98
SDACC OFFICE	\$348.00
SEILERS SECOND ROAD DIST	\$240.30
SPIRIT MOUND TOWNSHIP	\$6,686.04
STAR TOWNSHIP	\$5,267.72
STATE OF SD GAME FISH	\$303.00
THOMSON REUTERS - WEST	\$118.99
TLC WATER PROJECT DIST.	\$1,814.54
VERMILLION BASIN WATER	\$1,644.45
VERMILLION SCHL DIST 13-	\$270,959.65
VERMILLION TOWNSHIP	\$2,057.28
VIBORG/HURLEY SCHL 60-6	\$115.61
WAKONDA TOWN	\$4,665.02
(FIRE)	
BERESFORD RURAL FIRE	\$1,706.42
CENTERVILLE RURAL FIRE	\$1,281.70
GAYVILLE RURAL FIRE ASSO	\$803.38
IRENE RURAL FIRE ASSOC	\$211.56
VERM. RURAL FIRE ASSOC.	\$5,601.35
VOLIN RURAL FIRE ASSOC.	\$194.13
WAKONDA RURAL FIRE	\$2,228.56
(MISC. REVENUE)	
SD DEPT OF LABOR & REG	\$20.00
(INSURANCE DEDUCTABLE REIMBURSE)	

CRUM, CARRI R	\$500.00
(PROFESSIONAL SERVICES AND FEES)	
COOK-HUBER, KERRI	\$20.00
EMS ASSOCIATION	\$267.05
ERICKSON SOLUTIONS GROUP	\$870.00
FEDEX	\$25.61
JLG ARCHITECTS	\$3,900.00
KATTERHAGEN, MARK	\$6.00
LEWNO, LUCILLE M	\$92.25
LINCOLN COUNTY AUDITOR	\$90.00
LOCKWOOD, DARCY	\$6.00
MINNEHAHA CO. AUDITOR	\$426.16
MINNEHAHA COUNTY JDC	\$14,841.80
NETSYS PLUS, INC.	\$84.00
PHARMCHEM, INC.	\$513.90
SANFORD HEALTH CLINIC	\$620.00
SATELLITE TRACKING OF	\$208.00
SD DEPT OF HEALTH LAB	\$965.00
TEGRA GROUP INC	\$12,500.00
ULTEIG	\$11,039.05
WOODS, FULLER, SHULTZ &	\$3,205.65
YANKTON CO SHERIFF	\$50.00
YANKTON CO TREASURER	\$53.40
YANKTON MEDICAL CLINIC P	\$528.56
(OTHER PROFESSIONAL SERVICE)	
MEYER, MARY ANNE	\$700.40
SCHAEFER, DEAN	\$84.00
SD ATTORNEY GENERAL	\$2,034.00
(LAW OFFICE)	
BOYS & GIRLS CLUB, INC.	\$1,750.00
BREVIK LAW OFFICE LLC	\$210.95
COLLIER, CAITLIN F	\$1,403.27
DEN HERDER LAW OFFICE	\$118.60
JOHNSON, KATIE PLLC	\$212.40
PETERSON, STUART, KLENTZ	\$8,427.83
(MENTAL HEALTH)	
DAKOTABILITIES	\$360.00
LEWIS & CLARK BEHAVIORAL	\$890.00
SD ACHIEVE	\$240.00
SESD ACTIVITY CNTR	\$360.00
(MENTAL HEALTH)	
SD DEPT OF REV ANDERSON	\$1,200.00
(PUBLISHING)	
BROADCASTER PRESS	\$742.12
(REPAIRS AND MAINTENANCE)	
BUTLER MACHINERY CO.	\$452.00
CANON	\$246.96
CENTURY BUSINESS PRODUCT	\$30.00
DAKOTA ALIGNMENT & FRAME	\$1,748.00
FISCHER'S DISPOSAL L.L.C	\$55.00
HEIMAN INC.	\$972.14
INFRA-TRACK	\$8,750.00
JOHNSEN HEATING & COOLIN	\$1,897.10
JOHNSON ELECTRIC, INC.	\$94.86
JOHNSON FEED, INC.	\$98.75
LOFFLER COMPANIES	\$159.14

LOUIE'S CARPET CLEANING	\$9,281.76
MJ DAL SIN CO OF SD INC	\$2,494.00
OLSON'S PEST TECHNICIANS	\$80.00
PRESTO-X COMPANY LLC	\$59.00
QUALITY MOTORS	\$98.11
SANITATION PRODUCT	\$130.00
STONE, JIM	\$100.42
TURNER PLUMBING INC	\$629.38
WALKER CONSTRUCTION	\$310.00
WASLEY, KATIE	\$607.43
(DATA PROCESSING/CLAY CREEK/INF)	
CANON	\$161.12
MICROFILM IMAGING SYSTEM	\$855.00
SOFTWARE SERVICES, INC.	\$1,700.00
(YANKTON CLAY EXPENSE)	
BROADCASTER PRESS	\$26.37
(SUPPLIES & MATERIALS)	
A & B BUSINESS	\$401.61
A-OX WELDING SUPPLY CO	\$484.64
AGTERRA TECH INC.	\$900.00
AIR-VAC SYSTEMS, INC.	\$879.94
APPEARA	\$54.15
BARCO MUNICIPAL PRODUCTS	\$769.60
BIERSCHBACH EQUIP & SUPP	\$1,002.00
BLUE TARP FINANCIAL, INC	\$463.48
BOB BARKER CO INC	\$512.40
BROCK WHITE COMPANY	\$718.00
BRUNICK SERVICE, INC.	\$1,131.90
BUHLS DRYCLEANERS &	\$119.00
CANON	\$138.15
CONCRETE MATERIALS	\$2,347.54
CORTRUST BANK	\$4.00
COYOTE ENTERPRISE LLC	\$105.93
DAKOTA ALIGNMENT & FRAME	\$198.68
DAKOTA PC WAREHOUSE	\$19.99
DAVIS PHARMACY	\$652.18
FEDEX	\$76.90
FRANCOTYP-POSTALIA INC	\$295.27
HEIMAN INC.	\$600.43
HENDERSON'S EXHAUST PLUS	\$106.00
HY-VEE, INC.	\$35.16
I-STATE TRUCK CENTER	\$269.62
INFRA-TRACK	\$178.59
JCL SOLUTIONS	\$1,049.27
JERRY'S SERVICE	\$10,454.73
JOHNSON FEED, INC.	\$3.41
LAWSON PRODUCTS, INC.	\$460.99
LIGHT AND SIREN	\$428.00
LOFFLER COMPANIES	\$455.73
MCLEOD'S PRINTING & SUPP	\$1,949.90
MEAD LUMBER	\$18.98
MICROFILM IMAGING SYSTEM	\$155.00
NORTH CENTRAL	\$574.66
NORTH CENTRAL RENTAL &	\$5,715.00
ONE OFFICE SOLUTION	\$424.22
PETERBILT OF SIOUX FALLS	\$546.46

POLLMAN EXCAVATION, INC.	\$9,189.96
PRESSING MATTERS	\$46.00
PRINT SOURCE	\$142.00
PROCHEM DYNAMICS	\$415.69
QUILL CORPORATION	\$214.78
RIVERSIDE HYDRAULICS AND	\$219.52
RUNNINGS SUPPLY INC	\$443.14
SANITATION PRODUCT	\$57,699.36
STATE INDUSTRIAL PRODUCT	\$73.89
STURDEVANT'S AUTO PARTS	\$888.00
TRANSOURCE INC	\$761.72
TRUENORTH STEEL	\$4,068.57
VANDER HAAG'S, INC.	\$166.76
VERMILLION ACE HARDWARE	\$56.29
VERMILLION FEDERAL	\$86.78
WALMART COMMUNITY/GECRB	\$59.46
WHEELCO BRAKE AND SUPPLY	\$565.08
YANKTON JANITORIAL SUPPL	\$1,055.75
(COPIER SUPPLIES)	
RELIANCE TELEPHONE	\$500.00
(INMATE TRAVEL)	
BRUNICK SERVICE, INC.	\$113.00
PENNINGTON COUNTY JAIL	\$144.22
(UTILITIES)	
BUREAU OF ADMINISTRATION	\$128.06
CENTURYLINK	\$525.48
CENTURYLINK EMG	\$27.41
CITY OF VERMILLION	\$1,973.68
CLAY RURAL WATER SYSTEM	\$53.90
CLAY UNION ELECTRIC CORP	\$611.50
MIDAMERICAN ENERGY	\$624.89
MIDCO BUSINESS	\$285.00
O'REILLY AUTO PARTS	\$8.99
VERIZON WIRELESS	\$102.16
VERIZON WIRELESS EMG	\$80.02
VERIZON WIRELESS SHERIFF	\$320.08
VERIZON WIRELESS ST ATTN	\$335.25
VERM./CLAY CO. LANDFILL	\$347.99
VERMILLION GARBAGE SVC.	\$236.00
WAKONDA TOWN	\$66.90
(PAYMENT)	
AUSTIN-WHITTEMORE HOUSE	\$625.00
BLAINE, DANIEL	\$20.00
BROWN, WILLIAM	\$20.00
BRUNICK SERVICE, INC.	\$864.95
CHARLIE'S BUS SERVICE	\$40.00
CLAY CO AGR FAIR ASSOC	\$4,125.00
CLAY CO CONSERVATION DIS	\$6,250.00
CLAY CO TREASURER	\$12.94
DAKOTA SENIOR MEALS	\$970.50
DAVIS, SYDNEY	\$63.44
DOMESTIC VIOLENCE	\$195.50
DRUIN, WADE	\$60.92
ENGELLIES, TRACY	\$123.32
FORELL, JULIE	\$50.00
HUBBELL, SARA	\$20.00

HY-VEE, INC.	\$3,826.18
JONES, SHARON	\$50.00
JORGENSEN, LINDA	\$58.40
LEWIS & CLARK BEHAVIORAL	\$5,441.75
NATIONAL MUSIC MUSEUM	\$1,250.00
OLSON, ROXANE	\$55.88
SALVATION ARMY	\$437.50
SANFORD HEALTH CLINIC	\$2,367.00
SWEENEY, JOHN	\$20.00
THE SOAP GUYS	\$80.00
TWO WAY RADIO SOLUTIONS	\$87.24
VERMILLION AREA ARTS CNC	\$1,250.00
VERMILLION FEDERAL	\$54.75
VERMILLION FOOD PANTRY	\$1,875.00
VERMILLION PUBLIC LIBRAR	\$1,000.00
VERMILLION SENIOR CENTER	\$5,000.00
WAI, SEBASTIAN	\$50.00
WAKONDA PUBLIC LIBRARY	\$625.00
WALMART COMMUNITY/GECRB	\$126.40
WH OVER MUSEUM,	\$1,875.00
WHITEFEATHER, ANDREW	\$20.00
(JDC/SPECIAL EQP.)	
JACK'S UNIFORMS & EQUIP.	\$989.99
MINNEHAHA COUNTY JDC	\$14,214.00
(PAYMENT)	
NATIONAL SHERIFF'S ASSOC	\$139.41
(BUILDINGS AND STRUCTURES)	
BEAR, INC. DBA TODD'S	\$1,249.22
JLG ARCHITECTS	\$13,260.00
MJ DALSIN CO OF SD INC	\$2,733.60
(BOOKS)	
SANITATION PRODUCT	\$10,500.00
THOMSON REUTERS - WEST	\$118.99
(FURNITURE AND MINOR EQUIPMENT)	
CANON	\$209.96
COYOTE ENTERPRISE LLC	\$17.99
MICROFILM IMAGING SYSTEM	\$60.00
(PAYROLL)	
COMMISSIONER'S	\$8,649.46
AUDITOR'S OFFICE	\$11,583.09
TREASURER'S OFFICE	\$21,458.09
STATE ATTORNEY'S OFFICE	\$26,793.43
COURTHOUSE	\$3,373.42
DIRECTOR OF EQUALIZATION	\$11,213.84
REGISTER OF DEEDS	\$7,947.54
VETERAN'S OFFICE	\$1,575.00
SHERIFF'S OFFICE	\$39,730.23
COUNTY JAIL	\$27,113.27
EMERGENCY MGMT	\$4,624.71
HIGHWAY	\$56,118.64
COMMUNITY HEALTH NURSE/WIC	\$3,087.98
EXTENSION OFFICE	\$3,705.57
WEED	\$878.29
PLANNING & ZONING	\$2,175.00
(DUE TO OTHER GOVERNMENT)	
CUNNINGHAM, JANET	\$38.38

STATE OF SD GAME FISH	\$229.00
(PAYROLL WITHHOLDING)	
AFLAC	\$597.29
CLAY CO FIT FICA	\$54,654.97
COLONIAL LIFE	\$501.60
CONSECO/WASHINGTON	\$24.45
CREDIT COLLECTION	\$211.90
DELTA DENTAL OF SD	\$629.60
DIV OF CHILD SUPPORT	\$631.00
NEW YORK LIFE INSURANCE	\$328.57
SD RETIREMENT SYSTEM	\$26,709.66
SD SUPPLEMENT RETIREMENT	\$2,775.00
SDRS ROTH 457(B) PLAN	\$835.00
TASC PVR	\$2,012.50
UNITED WAY OF VERMILLION	\$731.00
VERMILLION FEDERAL	\$2,171.00
WELLMARK BLUE CROSS	\$50,145.84
(DELINQUENT PROPERTY TAXES)	
CUNNINGHAM, JANET	\$.77
(DELINQUENT PROPERTY TAXES)	
CUNNINGHAM, JANET	\$20.17
(OTHER INSURANCE)	
JENSEN INSURANCE	\$568.00
(PROFESSIONAL SERVICES AND FEES)	
BILLINGS, JOHN P	\$1,828.75
BROADCASTER PRESS	\$24.01
GAPP, DEBRA	\$3,095.00
MINNEHAHA COUNTY JDC	\$154.00
RECYCLE-IT	\$63.00
WOODS, FULLER, SHULTZ &	\$3,163.05
YANKTON CO SHERIFF	\$40.00
(LAW OFFICE)	
COLLIER, CAITLIN F	\$1,356.90
HORN LAW OFFICE, PROF.LL	\$175.00
PETERSON, STUART, KLENTZ	\$8,427.83
(PUBLISHING)	
BROADCASTER PRESS	\$1,972.60
STAR PUBLISHING	\$142.36
(REPAIRS AND MAINTENANCE)	
BEN'S HANDYMAN SERVICES	\$122.98
CMOORE PIT SERVICE	\$325.00
JOHNSON FEED, INC.	\$24.37
PRESTO-X COMPANY LLC	\$78.00
SWENSEN, DANIEL	\$450.00
TRIVIEW COMMUNICATION IN	\$402.42
VERMILLION ACE HARDWARE	\$61.98

(DATA PROCESSING/CLAY CREEK/INF)	
BROADCASTER PRESS	\$53.43
ERICKSON SOLUTIONS GROUP	\$2,859.00
STAR PUBLISHING	\$22.07
(YANKTON CLAY EXPENSE)	
BROADCASTER PRESS	\$48.50
(SUPPLIES & MATERIALS)	
BARCO MUNICIPAL PRODUCTS	\$1,371.20
BUTLER MACHINERY CO.	\$205.20
CANON	\$138.15
CONCRETE MATERIALS	\$4,529.58
CRUM, CARRI R	\$70.74
HOUSKA, DDS, RANDY	\$453.00
HY-VEE, INC.	\$56.71
JCL SOLUTIONS	\$603.77
JOHNSON FEED, INC.	\$78.09
MICROFILM IMAGING SYSTEM	\$155.00
NORTH CENTRAL RENTAL &	\$5,715.00
ONE OFFICE SOLUTION	\$17.28
PETERSON, INA	\$23.43
PROCHEM DYNAMICS	\$459.11
RIVERSIDE HYDRAULICS AND	\$79.46
STURDEVANT'S AUTO PARTS	\$116.99
TRANSOURCE INC	\$69.47
TRUENORTH STEEL	\$18,235.44
VERIZON WIRELESS	\$57.01
VERMILLION ACE HARDWARE	\$8.10
WALMART COMMUNITY/GEGRB	\$50.20
WARNE CHEMICAL & EQUIP	\$603.66
YANKTON JANITORIAL SUPPL	\$528.00
(UTILITIES)	
BUREAU OF ADMINISTRATION	\$25.00
BUTCH'S PROPANE	\$1,103.72
CITY OF VERMILLION	\$2,033.59
VERIZON WIRELESS	\$45.01
VERIZON WIRELESS SHERIFF	\$320.08
VERIZON WIRELESS ST ATTN	\$149.20
VERMILLION GARBAGE SVC.	\$176.00
(PAYMENT)	
AMERICAN TIRE DISTRIBUTO	\$1,137.33
BRUNICK SERVICE, INC.	\$55.00
HY-VEE, INC.	\$3,004.10
WALMART COMM./GEGRB	\$91.20
(FURNITURE AND MINOR EQUIPMENT)	
CANON	\$209.87

Manning updated the Board that Kelly O'Connor and Tim Gregoire have completed the scheduled work on Prairie Center Ditch.

Auditor Carri Crum updated the Board on the soon-to-expire postage meter lease contract. She said department heads discussed the matter and would like to try using Qualified Presort Service for postage services. The contract with Qualified Presort Service can be canceled at any time if

the county does not see a cost savings or is otherwise dissatisfied with services. It was decided that the matter should be placed on the next agenda for an approval and signature.

At 9:45 a.m., Manning moved, seconded by Packard to adjourn and reconvene Tuesday, May 5, 2020 at 9:00 a.m. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:


Carri R. Crum, County Auditor

May 5, 2020

The Board of County Commissioners met a regular session Tuesday, May 5, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Manning moved, seconded by Hammond to approve the agenda with the addition of the Avera Mental Health Contract and jailer positions. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Powell moved, seconded by Packard to approve the minutes of the April 28, 2020 meeting. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Highway Superintendent Rod Polley met with the Board under Visitors to be Heard to update the Board on a personnel matter.

The Board considered a Right-of-Way Application for Clay-Union Electric on the south end of the Clay County Park road by the river. Highway Foreman Larry McPherson recommended approval of the application. Packard moved, seconded by Manning to approve and authorize the Chairman to sign the report. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

McPherson updated the Board that the State is working on Highway 46, so traffic has been diverted down Greenfield Rd. to 302 St. over to Highway 19 and back north. He said the State did some patching on 302 St. for the County.

McPherson said Pollman Excavation will start cleaning the south end of Clay Creek Ditch from Fischer's to the Vermillion River this week. Lateral 50 is cleaned up to 454 Ave. and continuing to move west.

Mockler discussed grass planting at 306 St. and asked if the County needs to wait till the grass grows to lay the flex mat. McPherson said it is best to let the grass get established first.

Powell said he discussed with Brad Stangohr from Ulteig Engineering on Yankton-Clay Ditch the shredding of trees in place.

The Board discussed the Avera Mental Health Contract that had been tabled from the previous meeting. Sheriff Andy Howe and State's Attorney Alexis Tracy said they had not heard from Avera yet regarding contract changes. The matter was further tabled.

Howe discussed the potential for transitioning part-time jailer positions to full-time. He said Jail Administrator Tiffany Husby would also like to transition to that arrangement. It was decided that Howe and Auditor Carri Crum will look into the benefit costs for the next meeting.

Powell moved, seconded by Packard to approve and authorize the Chairman to sign the WIC contract renewal with the State. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Manning moved, seconded by Packard to authorize the Chairman to sign the USPS NCOA Mail Processing Equipment Processing Acknowledgement Form. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

The Board discussed the potential re-opening of the Courthouse to the public due to the upcoming Governor's emergency declaration expiration on May 31st. It was decided that Mockler will have a meeting with the department heads to discuss how to handle customer volume once the doors are opened. Powell asked how department heads feel about protective shields on the counters and the wearing of masks. Treasurer Rhonda Howe said she is having shields made for her counters and plans to limit customers to one in the office at a time. It was decided that the matter will be placed on the agenda for the next meeting.

Crum expressed excitement to the Board on the overwhelming number of absentee ballots being requested by mail in light of the pandemic. Office staff have stayed late to make sure the ballots are sent out in a timely manner.

At 9:43 a.m., Powell moved, seconded by Packard to adjourn and reconvene Tuesday, May 12, 2020 at 9:00 a.m. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

May 12, 2020

The Board of County Commissioners met a regular session Tuesday, May 12, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Manning moved, seconded by Packard to approve the agenda. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Manning moved, seconded by Hammond to approve the minutes of the May 5, 2020 meeting. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Community Health Nurse Sami Cusick met with the Board to discuss the semi-annual Community Health/WIC report. It was the consensus of the Board that, given the COVID-19 pandemic, the report can wait until the next period.

Highway Superintendent Rod Polley met with the Board to discuss highway matters.

Powell moved, seconded by Packard to authorize the Chairman to sign the annual weed spray agreement with the State. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Polley discussed the removal of two bridges over the river north of Vermillion. There is a new program through the State using federal funding, and it is approximately a 90/10 cost share, where the County pays 10% of the cost. The project must be advertised for bids, and the State will conduct that process. It was decided that the Board would wait to take action until it is determined whether the State requires a resolution. Polley also wants to remove four small structures: 1 mile south of Hub City over Baptist Creek, ½ mile east of University at Ash Creek Ave., 1 mile east of University near the cemetery located south of Highway 46, and the bridge over Clay Creek north of the landfill on 314. He said township board members have approached him expressing interest in removing the last one.

Polley said the Lateral 50 culvert under Jetley Park Rd. is collapsing. There are two together, and he asked if he can replace it with an 8' culvert. Powell said he thinks 8' is fine. Polley said he may end up closing the road because the culvert is collapsed pretty badly. He said he will need to hire it to be done because the highway department is busy catching up from last year's flooding. It was the consensus of the Board that Polley should start looking for someone to complete the work, and the Board will approve it as needed.

Polley reported that Pollman Excavation is working on Lateral 50, and he and Weed Supervisor Dennis Ganschow are considering burning the cattails. Then they will spray them in July if it does not get any wetter.

Mockler asked if Polley has heard from Brad Stangoehr with Ulteig Engineering regarding Yankton Clay Ditch. Polley said Foreman Larry McPherson has not spoken with him, but he will follow up on it today.

Mockler asked about the Dakota St. bridge project and said the City of Vermillion has claimed half of the bridge on their zoning map. Polley said the project has already been let for bids, and federal funding will pay for the project. Powell said he assumes the Dakota St. bridge is the same thing as the Dawson bridge, but he does not think the City perceives it that way. Mockler said if the City annexes it, they should own half of the bridge. Polley said it would be nice if the City would pay half of the annual inspection fee and half the cost of future repairs. Mockler said he will speak to City Manager John Prescott about the matter. Polley said the new deck will give the county a good bridge over Dakota St. once it is done. Hammond suggested maybe the County can give the airport bridge to the City and the County can maintain the Dawson bridge.

Sheriff Andy Howe discussed the potential for transitioning part-time jailer positions to full-time. He said he wants to create more expertise and professionalism. Howe and Auditor Carri Crum looked at the finances, and Howe said he has money in the budget to cover this year because of some senior people having resigned and having been replaced with lesser wages. Powell moved, seconded by Hammond to allow the change. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

The Board discussed the Avera Mental Health Contract that had been tabled from the previous meeting. Sheriff Andy Howe and State's Attorney Alexis Tracy had a meeting with Avera personnel regarding the contract. Tracy said she has been communicating with the contract person and gave an update regarding funding under the contract. Tracy said she thinks there is good intent. Howe said his concern is for the program to be able to show a need for the grant funding in the future as it is a pilot program. Powell said he would like to make a motion to proceed, but he is reluctant because of the State's Attorney's advice. Howe asked if it would be prudent to approve it pending legal concerns being addressed. Packard moved to approve the contract and authorize the Chairman to sign it, contingent upon final approval by the State's Attorney, seconded by Powell. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

The Board considered an amendment to the election services agreement with Election Systems & Software that will lock in pricing for three years. Hammond moved, seconded by Packard and carried to approve and authorize the Chairman to sign the agreement. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Mockler reported to the Board that the Courthouse will remain closed to the public until June 1. Offices will then limit customers to one per office at a time. Tracy updated the Board on the expiration of the Governor's emergency declaration. Packard suggested requesting the public to wear masks. Emergency Management Director Layne Stewart said the Emergency Management Directors are discussing the matter amongst themselves, and Minnehaha County is requiring the public to wear masks in the Courthouse. Tracy said the mask wearing is really about protecting others from yourself. If the County requires the employees to wear masks, then the public is

being protected, so the reverse would be true in requiring the public to wear one. She said she likes the idea of offering or asking the public to wear masks. Powell and Manning said it should be required of the public to wear a mask. Manning said the Commissioners owe it to the employees to protect them as much as possible. The Board discussed the use of plexiglass shields and barriers. Treasurer Rhonda Howe, Director of Equalization Ina Peterson, and Tracy discussed their plans for their offices. Packard suggested taking a vote on requiring masks for everyone coming into the Courthouse. Packard moved, seconded by Powell to require masks for everyone entering the Courthouse. Under discussion, Sheriff Howe asked how the County will police it. Powell said the department heads will need to require customers to wear a mask upon entering the office. Howe asked if he will be bodily removing customers who do not comply. Mockler said the easiest method is to tell the customer they need to have a mask, and if not, they will not be helped. It was discussed that only the east door will be unlocked. There was lengthy discussion regarding ways to manage health safety within the building. Auditor Carri Crum said she purchased plexiglass shields for poll workers, and she offered them to the Courthouse offices after the June 2nd election. Treasurer Howe discussed adding tables in front of the counters to create more physical distance. The Board discussed monitoring the spread of COVID-19 in the county, and if necessary, the Board can declare a State of Emergency. Register of Deeds Lisa Terwilliger discussed the plan for her office. She said she will encourage appointments and will keep her door locked so that people will need to knock for entrance. Roll call vote on the motion: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Polley reported to the Board that he contacted the State, and there is no resolution required to proceed with the removal of the two bridges in question. Powell moved, seconded by Packard to proceed with the removal of the bridges under the new State program. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Powell reported on the repair of the front steps and retaining wall for the Courthouse.

Packard thanked Mockler for the extra time he has spent as Chairman during this time-demanding pandemic. The remaining board members also voiced their appreciation.

At 10:48 a.m., Powell moved, seconded by Hammond to adjourn and reconvene Tuesday, May 26, 2020 at 9:00 a.m. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:


Carri R. Crum, County Auditor

May 26, 2020

The Board of County Commissioners met a regular session Tuesday, May 26, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Manning moved, seconded by Packard to approve the agenda with the addition of ditch board and rescheduling the next meeting to June 4, 2020. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Powell moved, seconded by Hammond to approve the minutes of the May 12, 2020 meeting. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Highway Superintendent Rod Polley met with the Board to discuss highway matters.

Powell moved, seconded by Hammond to pass and adopt the following Resolution #2020-12 to Delete Bridge from NBI. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

RESOLUTION #2020-12
Resolution to Delete Bridge from NBI

The Clay County Board of Commissioners is in agreement with SDDOT that the following structure(s) should be deleted from the National Bridge Inventory (NBI) for the following reason(s):

STRUCTURE ID, LOCATION and REASON FOR DELETION:

14-088-170	¼ mi. west of Bluff Rd. on 314 St. over Clay Creek	On minimum maintenance road. Not accessible from both directions. Three-ton rating.
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The Commission is aware of the following stipulations once a structure is deleted from the NBI:

1. Federal Bridge funds will not be available for structure replacement or rehabilitation and
2. The structure will only be added to the Inventory following replacement, using County funds.

Upon receipt of this resolution, the above structure(s) will be deleted from inventory.

Vote of Commissioners: Yes 5 No 0

Dated at Vermillion, SD, this 26th day of May, 2020.

Attest:

Carri R. Crum, County Auditor

Travis Mockler, Chairman
Board of County Commissioners
Clay County, South Dakota

Hammond moved, seconded by Manning to pass and adopt the following Resolution #2020-13 to Delete Bridge from NBI. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

RESOLUTION #2020-13
Resolution to Delete Bridge from NBI

The Clay County Board of Commissioners is in agreement with SDDOT that the following structure(s) should be deleted from the National Bridge Inventory (NBI) for the following reason(s):

STRUCTURE ID, LOCATION and REASON FOR DELETION:

14-140-012	1 ¼ mi. south of Hwy. 46 on 466 Ave.	Engineer required to be closed 2007. Minimum maintenance road.
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The Commission is aware of the following stipulations once a structure is deleted from the NBI:

1. Federal Bridge funds will not be available for structure replacement or rehabilitation and
2. The structure will only be added to the Inventory following replacement, using County funds.

Upon receipt of this resolution, the above structure(s) will be deleted from inventory.

Vote of Commissioners: Yes 5 No 0

Dated at Vermillion, SD, this 26th day of May, 2020.

Attest:

Carri R. Crum, County Auditor

Travis Mockler, Chairman
Board of County Commissioners
Clay County, South Dakota

Manning moved, seconded by Packard to pass and adopt the following Resolution #2020-14 to Delete Bridge from NBI. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

RESOLUTION #2020-14
Resolution to Delete Bridge from NBI

The Clay County Board of Commissioners is in agreement with SDDOT that the following structure(s) should be deleted from the National Bridge Inventory (NBI) for the following reason(s):

STRUCTURE ID, LOCATION and REASON FOR DELETION:

14-134-100	9 mi. south of Hwy. 46 and ½ mi. east of University Rd.	Engineer required to be closed 2007. Minimum maintenance road. Structure has been removed.
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The Commission is aware of the following stipulations once a structure is deleted from the NBI:

1. Federal Bridge funds will not be available for structure replacement or rehabilitation and
2. The structure will only be added to the Inventory following replacement, using County funds.

Upon receipt of this resolution, the above structure(s) will be deleted from inventory.

Vote of Commissioners: Yes 5 No 0

Dated at Vermillion, SD, this 26th day of May, 2020.

Attest:

Carri R. Crum, County Auditor

Travis Mockler, Chairman
Board of County Commissioners
Clay County, South Dakota

Hammond moved, seconded by Powell to pass and adopt the following Resolution #2020-15 to Delete Bridge from NBI. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

RESOLUTION #2020-15
Resolution to Delete Bridge from NBI

The Clay County Board of Commissioners is in agreement with SDDOT that the following structure(s) should be deleted from the National Bridge Inventory (NBI) for the following reason(s):

STRUCTURE ID, LOCATION and REASON FOR DELETION:

14-135-013	1 ½ mi. south of Hwy. 46 on Ash Creek Rd.	Engineer required to be closed 2007. Minimum maintenance road. Structure has been removed.
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The Commission is aware of the following stipulations once a structure is deleted from the NBI:

1. Federal Bridge funds will not be available for structure replacement or rehabilitation and
2. The structure will only be added to the Inventory following replacement, using County funds.

Upon receipt of this resolution, the above structure(s) will be deleted from inventory.

Vote of Commissioners: Yes 5 No 0

Dated at Vermillion, SD, this 26th day of May, 2020.

Attest:

Carri R. Crum, County Auditor

Travis Mockler, Chairman
Board of County Commissioners
Clay County, South Dakota

The Board considered a Driveway Application from Dustin Oelmann on 306 St. in the NE1/4 of Sec. 20, T94N, R51W for an extension of an existing driveway. Powell moved, seconded by Packard to approve the application and authorize the Chairman's signature on it. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

The Board considered a Right-of-Way Application from Clay-Union Electric on 306 St. in Sec. 20, T94N, R51W. Hammond moved, seconded by Manning to approve the application and authorize the Chairman's signature on it. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

The Board considered a Right-of-Way Application from Nicholas Blake for boring to install encased drain tile on 299 St. in Sec. 9, T95N, R52W. Highway Foreman Larry McPherson was present and recommended approval. Powell moved, seconded by Hammond to approve the application and authorize the Chairman's signature on it. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Hammond moved, seconded by Powell to approve the low bid of \$1.60/gallon for ethanol blend fuel from Brunick's Service. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 9:11 a.m., Manning moved, seconded by Hammond to adjourn and convene as Clay County Ditch Board. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Brad Stangohr from Ulteig Engineering met with the Board to report that plans are done for the Yankton Clay Ditch project. It was the consensus of the Board to advertise for bid opening on June 30th, and for the matter to be placed on the next agenda. Stangohr reported that he took a drone photo of every obstruction, and there are approximately 60. He broke it into segments for bidding options on the plans for brush and tree removal so that the Board can add or remove segments as the budget allows.

Powell asked if Stangohr could check the elevations for work just completed on Clay Creek to verify that everything is correct.

Polley said they only received 2 quotes for work to be done on the Clay Creek Ditch dike repair project. Stangohr said he received a quote from Pollman Excavation for \$14,100 and Dan Wieman for \$13,812. The matter was placed on the agenda for the next meeting. Stangohr said the landowner planted beans where the berm is, but he is fine with the work being done. The landowner also thinks there is another area where the dike is weakened, but Stangohr said he has not seen it. He said the Board can look at a change order of necessary.

Polley and State's Attorney Alexis Tracy discussed the cost of culverts and SDCL 46a-10a-76 that provides for future maintenance. Powell and Polley discussed historic practices. Tracy said the verbiage of the statute is not clear and is confusing.

At 9:46 a.m., Packard moved, seconded by Hammond to adjourn and reconvene as Board of Clay County Commissioners. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Powell moved, seconded by Packard to reschedule the next meeting for June 4, 2020 due to the election on June 2nd. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Manning moved, seconded by Hammond to authorize the following claims for payment. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

(PAYROLL)		REGISTER OF DEEDS	\$7,947.54
COMMISSIONER'S	\$8,649.46	VETERAN'S OFFICE	\$1,575.00
AUDITOR'S OFFICE	\$11,583.09	SHERIFF'S OFFICE	\$40,329.24
TREASURER'S OFFICE	\$21,564.52	COUNTY JAIL	\$29,868.12
STATE ATTORNEY'S OFFICE	\$26,793.43	EMERGENCY MGMT	\$4,624.71
COURTHOUSE	\$3,373.42	HIGHWAY	\$51,739.90
DIRECTOR OF EQUALIZATION	\$11,213.84	COMMUNITY HEALTH NURSE/WIC	\$3,087.98

EXTENSION OFFICE	\$3,705.57
WEED	\$4,022.66
PLANNING & ZONING	\$2,175.00
(DUE TO OTHER GOVERNMENT)	
BERESFORD SCHL DIST 61-2	\$256,972.38
BETHEL TOWNSHIP	\$32,686.05
CENTERVILLE SCH DIST 60-	\$142,881.54
CITY OF VERMILLION	\$1,105,021.09
CLAY CO TREASURER	\$8,998.00
FAIRVIEW TOWNSHIP	\$45,029.97
GARFIELD TOWNSHIP	\$18,842.43
GAYVILLE/VOLIN SCHL DIST	\$53,037.96
GLENWOOD TOWNSHIP	\$24,277.92
IRENE CITY	\$19,320.09
IRENE/WAKONDA SCHL 13-3	\$624,426.91
MECKLING TOWNSHIP	\$18,192.92
NORWAY TOWNSHIP	\$18,085.44
PLEASANT VALLEY TWP.	\$17,175.45
PRAIRIE CENTER TWP.	\$19,202.11
RIVERSIDE TOWNSHIP	\$23,574.63
SD DEPT OF REV ANDERSON	\$175,623.49
SDACO - M&P FUND PAYMENT	\$374.00
SEILERS SECOND ROAD DIST	\$3,337.04
SPIRIT MOUND TOWNSHIP	\$31,775.08
STAR TOWNSHIP	\$21,203.59
THOMSON REUTERS - WEST	\$530.01
TLC WATER PROJECT DIST.	\$9,771.42
VERMILLION BASIN WATER	\$12,712.30
VERMILLION SCHL DIST 13-	\$2,401,843.97
VERMILLION TOWNSHIP	\$27,175.69
VIBORG/HURLEY SCHL 60-6	\$1,068.37
WAKONDA TOWN	\$39,566.17
(PAYROLL WITHHOLDING)	
AFLAC	\$597.29
CLAY CO FIT FICA	\$54,513.68
COLONIAL LIFE	\$501.60
CONSECO/WASHINGTON	\$24.45
DIV OF CHILD SUPPORT	\$631.00
NEW YORK LIFE INSURANCE	\$328.57
SD RETIREMENT SYSTEM	\$26,945.72
SD SUPPLEMENT RETIREMENT	\$2,800.00
SDRS ROTH 457(B) PLAN	\$885.00
TASC PVR	\$2,312.50
THE STANDARD - DENTAL	\$748.12
THE STANDARD - LIFE INS.	\$480.61
THE STANDARD - VISION	\$152.53
UNITED WAY OF VERMILLION	\$408.00
VERMILLION FEDERAL	\$1,671.00
WELLMARK BLUE CROSS	\$46,426.92
(FIRE)	
BERESFORD RURAL FIRE	\$9,660.97
CENTERVILLE RURAL FIRE	\$7,346.52
GAYVILLE RURAL FIRE ASSO	\$4,950.40
IRENE RURAL FIRE ASSOC	\$1,440.80
VERM. RURAL FIRE ASSOC.	\$38,120.53
VOLIN RURAL FIRE ASSOC.	\$1,525.42

WAKONDA RURAL FIRE	\$14,428.73
(INSURANCE DEDUCTABLE REIMBURSE)	
HUSBY, TIFFANY	\$500.00
(PROFESSIONAL SERVICES AND FEES)	
ALTERNATIVE HRD LLC	\$1,641.75
CITY OF VERMILLION	\$324.00
EMS ASSOCIATION	\$45.08
ERICKSON SOLUTIONS GROUP	\$1,793.40
LINCOLN COUNTY AUDITOR	\$528.50
MEYER, MARY ANNE	\$17.00
MINNEHAHA CO. AUDITOR	\$135.46
PHARMCHEM, INC.	\$571.00
SATELLITE TRACKING OF	\$97.50
SD DEPT OF HEALTH LAB	\$1,415.00
SECRETARY OF STATE	\$30.00
SECURITY SHREDDING SVC.	\$35.00
ULTEIG	\$1,740.00
VERIZON WIRELESS ST ATTN	\$149.20
VERMILLION FEDERAL	\$63.84
WALKER CONSTRUCTION	\$210.00
WILLSON FLORIST	\$155.00
YANKTON MEDICAL CLINIC P	\$81.36
(OTHER PROFESSIONAL SERVICE)	
CITY OF VERMILLION	\$62,598.39
SD ATTORNEY GENERAL	\$907.00
(LAW OFFICE)	
AVERA UNIVERSITY	\$214.75
BOYS & GIRLS CLUB, INC.	\$1,750.00
JOHNSON, KATIE PLLC	\$446.20
KOGEL, LINDA L	\$2,763.10
MCCULLOCH, JAMES E	\$3,501.70
PETERSON, STUART, KLENTZ	\$8,427.83
SD ACHIEVE	\$240.00
(MENTAL HEALTH)	
SESD ACTIVITY CNTR	\$360.00
SD DEPT OF REV ANDERSON	\$.00
(PUBLISHING)	
BROADCASTER PRESS	\$257.19
(RENTALS)	
PICTOMETRY INTERNATIONAL	\$18,440.00
(REPAIRS AND MAINTENANCE)	
BEAR, INC. DBA TODD'S	\$556.13
BRUNICK SERVICE, INC.	\$106.96
BUHLS DRYCLEANERS &	\$202.50
BUTLER MACHINERY CO.	\$1,109.40
C & R SUPPLY, INC	\$45.00
CANON	\$90.00
CENTURYLINK	\$30.00
ERICKSON SOLUTIONS GROUP	\$2,340.00
KONE, INC.	\$780.66
LYLE SIGNS, INC	\$63.90
MARK'S MACHINERY	\$399.00
MIDAMERICAN ENERGY	\$217.68
NELSEN ELECTRIC LLC	\$80.00
PRESTO-X COMPANY LLC	\$137.00

VERMILLION FEDERAL	\$20.00	VERMILLION ACE HARDWARE	\$245.93
YANKTON FIRE & SAFETY CO	\$195.00	VERMILLION FEDERAL	\$3,600.50
(DATA PROCESSING/CLAY CREEK/INF)		VERMILLION FORD	\$285.00
ERICKSON SOLUTIONS GROUP	\$4,491.93	(COPIER SUPPLIES)	
MICROFILM IMAGING SYSTEM	\$855.00	CANON	\$161.12
SOFTWARE SERVICES, INC.	\$520.00	(TRAVEL AND CONFERENCE)	
(SUPPLIES & MATERIALS)		SDSU EXTENSION SERVICE	\$87.16
A & B BUSINESS	\$422.41	(INMATE TRAVEL)	
AMERICAN STAMP & MARKING	\$25.65	BRUNICK SERVICE, INC.	\$40.00
APPEARA	\$82.65	(UTILITIES)	
BOB BARKER CO INC	\$133.18	BUREAU OF ADMINISTRATION	\$113.91
BROCK WHITE COMPANY	\$450.96	BUTCH'S PROPANE	\$200.00
BRUNICK SERVICE, INC.	\$557.07	CENTURYLINK	\$552.73
BUTLER MACHINERY CO.	\$3,927.15	CENTURYLINK EMG	\$13.69
C & R SUPPLY, INC	\$163.89	CITY OF VERMILLION	\$72.91
CMOORE PIT SERVICE	\$80.00	CLAY RURAL WATER SYSTEM	\$59.20
COYOTE ENTERPRISE LLC	\$229.98	CLAY UNION ELECTRIC CORP	\$643.01
D-P TOOLS, INC.	\$479.96	FISCHER'S DISPOSAL L.L.C	\$55.00
DANKO EMERGENCY EQUIP.	\$365.04	MIDAMERICAN ENERGY	\$21.56
ELECTION SYSTEMS AND	\$4,263.19	MIDCO BUSINESS	\$285.00
HERREN-SCHEMPP	\$17.99	VERIZON WIRELESS	\$56.99
INTAB, INC.	\$28.25	VERIZON WIRELESS EMG	\$40.01
INTERSTATE POWER SYS INC	\$28.00	VERMILLION GARBAGE SVC.	\$60.00
JCL SOLUTIONS	\$252.90	WAKONDA TOWN	\$62.65
JOHN DEERE FINANCIAL	\$261.31	(PAYMENT)	
LAWSON PRODUCTS, INC.	\$199.92	BRUNICK SERVICE, INC.	\$1,574.92
MARK'S MACHINERY	\$329.70	CHARLIE'S BUS SERVICE	\$60.00
MCLEOD'S PRINTING & SUPP	\$2,735.67	DOMESTIC VIOLENCE	\$285.00
MEAD LUMBER	\$128.97	KASHAS, TIFFANY	\$20.00
MENARD'S	\$164.33	MIDAMERICAN ENERGY	\$150.16
MICROFILM IMAGING SYSTEM	\$155.00	NUTRIEN AG SOLUTIONS	\$5,488.12
MIDWEST OIL COMPANY	\$2,011.40	QUALITY MOTORS	\$139.88
MIDWEST READY MIX	\$441.00	SANFORD HEALTH CLINIC	\$2,100.00
NELSEN ELECTRIC LLC	\$64.12	SD DEPT OF HEALTH	\$1,602.64
NORTH CENTRAL RENTAL &	\$5,715.00	SDACC OFFICE	\$5,696.00
NORTHERN SAFETY CO., INC	\$153.47	THE SOAP GUYS	\$96.00
O'REILLY AUTO PARTS	\$47.34	VAN DIEST SUPPLY COMPANY	\$5,515.80
ONE OFFICE SOLUTION	\$189.15	VERMILLION AUTO WORKS	\$160.00
PHARMCHEM, INC.	\$1,211.00	VERMILLION FEDERAL	\$23.99
PRINT SOURCE	\$105.00	(JDC/SPECIAL EQP.)	
PROCHEM DYNAMICS	\$204.17	VERMILLION FEDERAL	\$220.00
QUADIENT LEASING INC	\$72.10	(BUILDINGS AND STRUCTURES)	
QUILL CORPORATION	\$577.97	BEAR, INC. DBA TODD'S	\$1,335.30
RUNNINGS SUPPLY INC	\$1,092.63	JOHNSEN HEATING & COOLIN	\$494.90
SIGN-UP LTD.	\$47.68	WELFL CONSTRUCTION CORP	\$7,686.00
STURDEVANT'S AUTO PARTS	\$1,225.63	(FURNITURE AND MINOR EQUIPMENT)	
TRACTOR SUPPLY CREDIT	\$297.11	CANON	\$209.96
TRANSOURCE INC	\$3,191.88	ERICKSON SOLUTIONS GROUP	\$628.00
VERM./CLAY CO. LANDFILL	\$169.95	MICROFILM IMAGING SYSTEM	\$90.00

Powell moved, seconded by Hammond to pass and adopt the following Resolution #2020-10 for Fund Transfer. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

RESOLUTION # 2020-10

FUND TRANSFER

BE IT RESOLVED by the Clay County Board of Commissioners the transfer of funds from the General Fund (10100) in the amount of \$759,127.50 to Highway Fund (20100) and \$27,499.00 to the Emergency Management Fund (22600) as levied for in the 2020 Budget.

Motion by Commissioner Powell seconded by Commissioner Hammond.

Vote of the Board:

Packard Aye, Manning Aye, Hammond Aye, Powell Aye, Mockler Aye. Motion carried.

Dated this 26th day of May, 2020.

Board of County Commissioners
Clay County, South Dakota

Travis Mockler, Chairman

ATTEST:

Carri R. Crum, County Auditor

Powell moved, seconded by Hammond to pass and adopt the following Resolution #2020-11 for Contingency Transfer. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

RESOLUTION # 2020-11 Contingency Transfer

BE IT RESOLVED by the Clay County Board of Commissioners the transfer of funds for unanticipated expenses for the current budget year from Commissioners Contingency Fund Budget (D-112):

\$1,750.00 to Judicial – Teen Court (10100X4222130)

\$21,000 to Public Defender – Contract for Professional Services (10100X4222152)

Motion by Commissioner Powell, seconded by Commissioner Hammond.

Vote of the Board: Mockler Aye, Packard Aye, Powell Aye, Manning Aye, Hammond Aye.

Dated this 26th day of May, 2020.

Board of County Commissioners
Clay County, South Dakota

Travis Mockler, Chairman

ATTEST:

Carri R. Crum, County Auditor

Manning moved, seconded by Hammond to schedule a hearing for 9:30 a.m. on June 30, 2020 regarding a budget supplement to the Commissioners – Professional Services/Fees budget for unanticipated architecture services. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Recent payroll changes to be reported are as follows: Madison Dooley was hired for summer weed spraying and highway maintenance 5/11/20 at \$13.50/hr., Tessa Dooley was hired for summer weed spraying and highway maintenance 5/11/20 at \$13.00/hr., Lorin Gregg moved from part-time to full-time as a jailer on 4/13/20, Rachel Robinson was hired for summer weed spraying and highway maintenance 5/11/20 at \$13.00/hr., and Rebecca Theis will be moving from part-time to full-time as a jailer on 6/1/20.

At 9:55 a.m., Manning moved, seconded by Packard to adjourn and reconvene Tuesday, June 4, 2020 at 9:00 a.m. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

June 4, 2020

The Board of County Commissioners met a regular session Tuesday, June 4, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. Hammond asked whether he should recuse himself from the election canvass. It was the consensus of the Board that he still has duties to fulfill as a County Commissioner, and the canvass falls within those duties.

Manning moved, seconded by Hammond to approve the agenda. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Manning moved, seconded by Packard to approve the minutes of the May 26, 2020 meeting. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 9:05 a.m., the Board convened as the Canvassing Board and conducted a canvass of the official returns for the June 2, 2020 Primary/School Election. Manning moved, seconded by Packard to approve the figures as canvassed. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Highway Foreman Larry McPherson met with the Board to discuss highway matters.

The Board considered a Right-of-Way Application from Clay-Union Electric on 468 Ave., Sec. 34, T94N, R51W. Powell moved, seconded by Hammond to approve the application and authorize the Chairman's signature on it. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

The Board considered Right-of-Way Applications from Clay Rural Water on Timber Rd., Sec. 15, T92N, R52W, on E. Main St., Sec. 17, T92N, R51W, on Bluff Rd., Sec. 22, T93N, R52W, and on 455 Ave., Sec. 16, T94N, R53W. Powell moved, seconded by Packard to approve the applications and authorize the Chairman's signature on them. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

McPherson informed the Board that Tim Vanderkooi will be retiring June 22, 2020.

McPherson said the department is putting the flex-o-mat at the 306 St. location and will be done hopefully by the end of the day.

At 9:25 a.m., Packard moved, seconded by Manning to adjourn and convene as Clay County Ditch Board. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Bid opening for the Yankton Clay Ditch project was scheduled for 10:00 a.m. June 30, 2020 with a motion by Powell and a second by Packard. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

The low bid of \$13,812 from Dan Wieman was accepted for the Clay Creek Ditch dike repair with a motion by Powell and a second by Hammond. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

The Board reviewed an invoice from Gregoire Excavating, LLC in the amount of \$1,800.00 for culvert repair on Prairie Center Ditch. Manning moved, seconded by Powell to approve the claim for payment. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

McPherson reported that he was asked by Scott Jepsen to spray on Yankton Clay Ditch. Weed Supervisor Dennis Ganschow said he can use aquatic friendly spray, but that does not work on trees. He said he will check the site to see if it is in the water or not before spraying.

Powell asked Brad Stangoehr from Ulteig Engineering what the specifications are as far as a list that tells how the County is bidding the Yankton Clay Ditch project. Stangoehr said he calls contractors and sends a project manual with specifications and plan notes to them. He said he maintains a list of contractors he sends things to. Packard asked Powell if he would like to see a list. Stangoehr said he will be getting a list from the Highway Department today and will start sending the bidding materials. Powell said he would like confirmation that bidders have been notified. Mockler asked whether, instead of using certified mail, Stangoehr could get a read receipt on e-mails. Stangoehr said he will get a read receipt and a verbal confirmation that materials were received. Mockler asked for a list of those who received bid materials to be sent to the commissioners.

At 9:35 a.m., Packard moved, seconded by Hammond to adjourn and reconvene as Board of Clay County Commissioners. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Ganschow discussed with the Board a weed issue. He said he has never had to do an enforcement before, but the next step would fall under the authority of the commissioners. The property in question has not been treated in the past 3 years. Ganschow sent a letter, called the owner, sent another letter giving follow-up inspection details within 10 days. He said the next step is an enforcement by the commissioners via certified mail, and his recommendation is to hire a commercial sprayer. Hammond asked if this is a thistle issue, and will they be going to seed in 20 days? Ganschow said he will not want to wait until the June 30th meeting to take action. Manning said the thistles are worse this year than in a long time. Sheriff Andy Howe said he has done an enforcement in the past. He said he does not recall the outcome beyond serving the notice, but he can pull up the information for reference if needed.

Powell asked McPherson why the county mows the ditches, and McPherson said it is for the brome grass on the edge.

Mockler discussed having meetings in person again. Emergency Management Director Layne Stewart said the Board should keep with CDC recommendations. Hammond discussed pulling seats out of the Commissioner Room. Mockler said the courtroom may be an option if there is not court already scheduled. Hammond discussed the need for less decontamination practice in the Commissioner Room than in the court room, and Packard said she is more comfortable in the Commissioner Room. Mockler also said he does not want to wait until June 30th to have a meeting. Office schedules should be getting back to normal by June 15th, but there still will be one entrance open to the Courthouse, and masks will still be required. Powell suggested having an in-person meeting June 16th. Hammond said the Board should lean heavily on Stewart's expertise for weighing the risks. Stewart said, going forward, Zoom might be a good option for people who do not feel comfortable coming to an in-person meeting.

At 9:52 a.m., Packard moved, seconded by Hammond to enter an Executive Session for legal and contractual matters per SDCL 1-25-2. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 10:20 a.m., Powell moved, seconded by Packard to exit the Executive Session. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Mockler said the Fair Board received a request to have a wedding in the building over July 4th. Mockler said he declined the request due to the cleaning costs. State's Attorney Alexis Tracy discussed waivers that would be required due to COVID-19. The Board discussed the fair in August. Powell said Riverboat Days and Ribfest have both been called off. Packard discussed the class schedule for USD. Mockler said move in day is the same weekend as the fair would be. Tracy said there are entities scheduling normal activities in August, but she wonders what other counties are doing. Mockler said the livestock portion is still planned. There will be no animals in buildings. The SDSU rules are that animals will be unloaded, shown, loaded back up, and participants will go home. The question was raised whether the fair should still happen, even if there is no derby. Hammond asked about state fair activities, and Mockler said participants can still go to state fair without a county fair. Powell discussed current city requirements.

At 10:24 a.m., Powell moved, seconded by Hammond to adjourn and reconvene Tuesday, June 16, 2020 at 9:00 a.m. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:


Carri R. Crum, County Auditor

June 16, 2020

The Board of County Commissioners met a regular session Tuesday, June 16, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Powell moved, seconded by Hammond to approve the agenda with the addition of Resolution #2020-16 for Treasurer Administrative Fees and an invoice from Ulteig Engineering under Ditch Board. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Manning moved, seconded by Powell to approve the minutes of the June 4, 2020 meeting. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Matt Heard, who lives on Missouri St., appeared under Visitors to be Heard and said the speed limit is 55 mph on the road, and he approached the township board to see about reducing the speed limit. The township board agreed on 25 mph, but they were not sure of the procedure. Powell said, according to Sheriff Andy Howe, the township cannot post a speed limit because they do not have the means to enforce it. Instead, it would fall under the County. Powell said, in his opinion, the speed limit needs to be lowered. He asked State's Attorney Alexis Tracy for guidance on the procedure according to the statute. Tracy said the statute states that the township can establish a maximum speed, but it also references another statute regarding the County. Mockler said the township board should request it of the county commission. Powell asked how the township collects the fine money, and Tracy said all fine money goes to the State. Mockler said he will contact the township board regarding the request.

Highway Superintendent Rod Polley appeared under Visitors to be Heard to report on a personnel matter.

At 9:19 a.m., Manning moved, seconded by Powell to adjourn and convene as Clay County Ditch Board. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

The Board considered the contract for the Clay Creek Ditch dike restoration. Powell moved, seconded by Manning to authorize the Chairman to sign the contract. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

An invoice was presented from Kelly O'Connor in the amount of \$300 for cleaning the Prairie Center Ditch. Powell moved, seconded by Manning to approve payment of the invoice. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Polley said he spoke to Ulteig Engineering regarding Lateral 50 along Highway 50, and they have been working on taking elevations as requested.

Powell moved, seconded by Packard to approve an invoice from Ulteig Engineering in the amount of \$8,446.50 for services on the Yankton Clay Ditch project. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 9:24 a.m., Manning moved, seconded by Powell to adjourn and reconvene as Board of Clay County Commissioners. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Treasurer Rhonda Howe appeared to schedule the properties at 119 Franklin in Vermillion, 114 Kansas in Wakonda, and 225 S. Dakota in Irene for tax deed property sale. Powell moved, seconded by Manning to schedule the sale for July 14, 2020 at 10:00 a.m.

Bob Fuller, Chairman of the Courthouse, Jail, and Law Enforcement Facility Planning Committee met with the Board to update on committee work. There has been much discussion about when to have the bond matter on the ballot. The committee discussed that there is no way to have public information meetings with the current pandemic. There was a unanimous motion by the committee members at its June 15, 2020 meeting to defer the matter to spring instead of placing it on the November General Election ballot. There are, however, things the committee can do in the meantime to move forward. Hammond said there was a full discussion regarding committee plans to involve the public, and those things cannot occur before the August 4th deadline to put the matter on the November ballot. Fuller said the committee discussed voter turnout in November vs. a spring election. He said the committee has also discussed having a video and photographs placed on the County website. Powell moved, seconded by Packard to abandon the idea of having a November election with a goal of having an election no later than June 2021. Under discussion, Fuller said the committee wants to have a well-informed public before any election proceedings. Hammond said one of the other issues to be considered is the financing. He said TEGRA Group consultant Dick Strassburg indicated that the bond market is currently in turmoil, and it might be a good idea to meet with the bonding company soon to see what needs to be done. Fuller said they should explore all sources of funding. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Powell moved, seconded by Manning to approve the following claims for payment. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

(DUE TO OTHER GOVERNMENT)		IRENE/WAKONDA SCHL 13-3	\$162,362.10
BERESFORD SCHL DIST 61-2	\$61,117.13	MECKLING TOWNSHIP	\$8,950.42
BETHEL TOWNSHIP	\$12,616.60	NORWAY TOWNSHIP	\$11,505.27
CENTERVILLE SCH DIST 60-	\$27,247.86	PLEASANT VALLEY TWP.	\$6,163.90
CITY OF VERMILLION	\$214,870.80	PRAIRIE CENTER TWP.	\$8,436.32
CLAY CO TREASURER	\$4,541.00	RIVERSIDE TOWNSHIP	\$8,357.71
FAIRVIEW TOWNSHIP	\$12,668.83	SD DEPT OF REV ANDERSON	\$220,795.14
GARFIELD TOWNSHIP	\$8,614.19	SDACO - M&P FUND PAYMENT	\$398.00
GAYVILLE/VOLIN SCHL DIST	\$21,482.71	SEILERS SECOND ROAD DIST	\$133.72
GLENWOOD TOWNSHIP	\$6,743.77	SPIRIT MOUND TOWNSHIP	\$10,282.80
IRENE CITY	\$4,627.86	STAR TOWNSHIP	\$9,706.43

TLC WATER PROJECT DIST.	\$1,579.42
VERMILLION BASIN WATER	\$3,116.61
VERMILLION SCHL DIST 13-	\$607,243.87
VERMILLION TOWNSHIP	\$5,867.69
VIBORG/HURLEY SCHL 60-6	\$53.41
WAKONDA TOWN	\$14,784.98
(FIRE PREMIUMS)	
BERESFORD RURAL FIRE	\$2,010.01
CENTERVILLE RURAL FIRE	\$1,692.93
GAYVILLE RURAL FIRE ASSO	\$2,003.07
IRENE RURAL FIRE ASSOC	\$467.35
VERM. RURAL FIRE ASSOC.	\$10,040.67
VOLIN RURAL FIRE ASSOC.	\$489.74
WAKONDA RURAL FIRE	\$4,005.28
(INSURANCE DEDUCTABLE REIMBURSE)	
POLLEY, RODNEY	\$500.00
(OTHER INSURANCE)	
SD PUBLIC ASSURANCE ALL.	\$127.05
(PROFESSIONAL SERVICES AND FEES)	
ALTERNATIVE HRD LLC	\$1,930.25
ASHLEY, JENNIFER	\$200.00
BEERMANN, SHEILA	\$50.00
BERINGER, JESSICA	\$217.62
BIRKELAND, KATHRYN	\$200.00
BREMER, RUTH	\$236.30
CARLSON, MICHAEL	\$50.00
CITY OF VERMILLION	\$516.00
CRUM, CARRI R	\$66.47
CRUM, RANDY E	\$75.00
DOWNEY, JOAN	\$135.00
FADER, AARON	\$200.00
GREAT PLAINS LLC	\$2,855.00
HALVORSON, ROMA	\$209.41
HEINE, KATHERINE	\$222.00
HODGEN, DORIS	\$200.00
HOFMAN, PAM	\$100.00
HOFMAN, RAY	\$100.00
HOLLINGSWORTH, LAURA	\$218.48
HOUSKA, DDS, RANDY	\$358.00
HUOT, JOAN	\$215.37
ILCHUK ENTERPRISES LLC	\$244.99
JANICEK, TAYLOR	\$200.00
JOHNSON, LISA	\$230.00
KATTERHAGEN, MARK	\$21.00
KLUNDER, NICOLE	\$231.66
LEWIS & CLARK BEHAVIORAL	\$178.00
LEWNO, LUCILLE M	\$298.75
LIND, COLLIN	\$200.00
LOCKWOOD, DARCY	\$21.00
MANNING, LINDA	\$50.00
MEHLHAF, JEANNE	\$200.00
MOORE, ANNA	\$200.00
MOORE, MICHELE	\$230.00
MYRON, LYNN	\$200.00
NELSON, ANTHONY	\$200.00
NETSYS PLUS, INC.	\$269.00

OSBORNE, KENT	\$200.00
PETERSON, INA	\$248.82
PETERSON, JOHN	\$251.84
PHARMCHEM, INC.	\$428.25
PRAVECEK, ETHELYN (WESS)	\$230.00
PRESCOTT, KAREN	\$200.00
SANFORD HEALTH OCCUPATIO	\$156.00
SATELLITE TRACKING OF	\$217.75
SD DEPT OF HEALTH LAB	\$220.00
SORENSEN, MARY	\$200.00
TEGRA GROUP INC	\$25,000.00
TERWILLIGER, LISA	\$50.00
ULRICH, KATEY	\$25.00
WILSON, JAMES P	\$200.00
YANKTON CO SHERIFF	\$100.00
YANKTON MEDICAL CLINIC P	\$142.70
(OTHER PROFESSIONAL SERVICE)	
SD ATTORNEY GENERAL	\$2,184.00
(LAW OFFICE)	
FRIEBERG, NELSON & ASK	\$504.54
MCCULLOCH, JAMES E	\$819.25
OXNER LAW OFFICE LLC	\$757.40
(MENTAL HEALTH)	
AVERA MCKENNAN HOSPITAL	\$1,428.00
SD ACHIEVE	\$240.00
SESD ACTIVITY CNTR	\$360.00
(MENTAL HEALTH)	
SD DEPT OF REV ANDERSON	\$1,200.00
(PUBLISHING)	
BROADCASTER PRESS	\$1,361.70
PLAIN TALK/BROADCASTER	\$38.75
STAR PUBLISHING	\$300.00
(REPAIRS AND MAINTENANCE)	
DAKOTA ALIGNMENT & FRAME	\$2,678.00
FISCHER'S DISPOSAL L.L.C	\$55.00
GRAHAM TIRE YANKTON	\$333.47
LOFFLER COMPANIES	\$96.58
NATURESCAPING DESIGN LLC	\$91.80
OLSON'S PEST TECHNICIANS	\$80.00
PRESTO-X COMPANY LLC	\$137.00
QUALITY MOTORS	\$196.10
(DATA PROCESSING/CLAY CREEK/INF)	
MICROFILM IMAGING SYSTEM	\$855.00
SOFTWARE SERVICES, INC.	\$1,240.00
(PRAIRIE CENTER #1A EXPENSE)	
GREGOIRE EXCAVATING LLC	\$1,800.00
(SUPPLIES & MATERIALS)	
A & B BUSINESS	\$243.54
APPEARA	\$48.81
BROCK WHITE COMPANY	\$705.00
BRUNICK SERVICE, INC.	\$1,397.77
CANON	\$138.15
CORPORATE WAREHOUSE	\$489.85
COYOTE ENTERPRISE LLC	\$22.99

DAKOTA ALIGNMENT & FRAME	
\$1,101.28	
DANKO EMERGENCY EQUIP.	\$584.34
DAVIS PHARMACY	\$303.97
FEDEX	\$50.63
FRANCOTYP-POSTALIA INC	\$90.00
FROM THE BAKERAGE	\$79.55
GOVERNMENT FORMS AND	\$232.23
HERREN-SCHEMPP	\$47.60
INCLUSION SOLUTIONS LLC	\$1,610.00
LAWSON PRODUCTS, INC.	\$353.04
LOFFLER COMPANIES	\$171.44
MCLEOD'S PRINTING & SUPP	\$211.50
MICROFILM IMAGING SYSTEM	\$275.00
MOHR DESIGNS LLC	\$152.00
ONE OFFICE SOLUTION	\$173.00
PROCHEM DYNAMICS	\$120.00
QUILL CORPORATION	\$46.99
REDWOOD TOXICOLOGY LAB.	\$117.70
RUNNINGS SUPPLY INC	\$144.77
SD DEPT OF TRANS	\$2,739.06
STAN HOUSTON	\$35.85
STURDEVANT'S AUTO PARTS	\$74.93
VERMILLION ACE HARDWARE	\$44.94
WALMART COMMUNITY/GECRB	
\$157.94	
WARNE CHEMICAL & EQUIP	\$197.30
WHEELCO BRAKE AND SUPPLY	\$582.25
(COPIER SUPPLIES)	
CANON	\$161.12
(INMATE TRAVEL)	
BRUNICK SERVICE, INC.	\$100.00
PENNINGTON COUNTY JAIL	\$144.22
(UTILITIES)	
BUREAU OF ADMINISTRATION	\$80.46

CENTURYLINK	\$538.65
CENTURYLINK EMG	\$13.69
CITY OF VERMILLION	\$1,251.27
CLAY RURAL WATER SYSTEM	\$75.10
CLAY UNION ELECTRIC CORP	\$559.52
MIDAMERICAN ENERGY	\$207.11
MIDCO BUSINESS	\$75.00
VERIZON WIRELESS	\$44.99
VERIZON WIRELESS SHERIFF	\$320.08
VERMILLION GARBAGE SVC.	\$236.00
WAKONDA TOWN	\$62.65
(PAYMENT)	
BRUNICK SERVICE, INC.	\$1,491.67
DAVIS, SYDNEY	\$63.44
DOMESTIC VIOLENCE	\$165.00
FORELL, JULIE	\$50.00
HEIDEBRECHT, JEFFREY	\$71.84
JENSEN, CAROLYN	\$105.04
JONES, SHARON	\$50.00
MELSTAD, HALEIGH	\$50.00
MES COMPANIES	\$232.50
OLSON, ROXANE	\$55.88
SD DEPT OF REV ANDERSON	\$630.39
WAI, SEBASTIAN	\$50.00
WALMART COMMUNITY/GECRB	
\$15.46	
(JDC/SPECIAL EQP.)	
FIELDS OUTDOOR ADVENTURE	\$540.00
MINNEHAHA COUNTY JDC	\$6,633.20
MOTOROLA	\$3,383.77
SDACC OFFICE	\$5,696.00
(FURNITURE AND MINOR EQUIPMENT)	
SCHOOL OUTFITTERS	\$972.68
TWO WAY RADIO SOLUTIONS	\$239.98

The Board considered Resolution #2020-16 for Treasurer Administrative Fees. Howe explained that the \$25 fee will be a statewide fee. Powell moved, seconded by Hammond to adopt the resolution. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

RESOLUTION #2020-16

FOR THE ESTABLISHMENT OF AN ADMINISTRATIVE FEE FOR CERTAIN TITLE AND REGISTRATION SERVICES

WHEREAS, South Dakota allows out of state and resident applicants to title motor vehicles entirely by mail; and

WHEREAS, any title, interstate title and initial registration applications that are processed entirely by mail are more time consuming and result in higher administrative expenses and allocation of staff time for the Treasurer's Office; and

WHEREAS, SDCL 32-3-18.1 allows counties to charge an administrative fee for applications for title, interstate title and initial registrations completed entirely by mail; and

WHEREAS, South Dakota allows resident and nonresident applicants to title large boats, as defined by SDCL 32-3A-2{5} entirely by mail; and

WHEREAS, SDCL 32-3A-21.1 allows counties to charge an administrative fee for applications to title large boats, as defined by South Dakota law, completed entirely by mail; and

WHEREAS, SDCL 32-3A-4 requires residents and nonresidents to register boats requiring numbering by the State of South Dakota; and

WHEREAS, initial registration of boats completed entirely by mail is as time consuming as the titling process for large boats or motor vehicles; and

WHEREAS, pursuant to SDCL 7-8-20 {7}, the Clay County Commission is empowered with the responsibility to superintend the fiscal concerns of the county and secure their management in the best possible manner;

NOW THEREFORE BE IT RESOLVED that, as of July 1, 2020, the Clay County Treasurer's Office will charge an administrative fee of \$25.00 for any title, interstate title or initial registration application that is received and processed entirely by mail.

Prior motions or resolutions of the Clay County Commission on the issue of administrative fees for titling or registration of motor vehicles are hereby rescinded as of July 1, 2020.

APPROVED BY THE CLAY COUNTY BOARD OF COMMISSIONERS THIS 16TH DAY OF JUNE, 2020.

Travis Mockler, Chair
Clay County Commission

ATTEST:

Carri R. Crum, Auditor

The Board considered Resolution #2020-17 for Discretionary Formula SDCL 10-6-35.2. Director of Equalization Ina Peterson said the formula is the same as the previous one, but the State combined things into one codified law instead of three. She said if the County adopts the 20/40/60/80/100 provision as in statute, then the State makes up the difference for the County. Peterson and Packard discussed the application of the discretionary formula. Hammond asked about other recent projects, and Peterson listed some in the county that qualified. Hammond asked how long the program has been in use, and Peterson said it has been around at least 25-30 years. Powell moved, seconded by Hammond to pass and adopt Resolution #2020-17. Under discussion, Packard asked what the State is making up the difference with, and how does the public know about it? It was discussed that the public does not need to apply. They automatically qualify. Peterson said it needs to be at least \$30,000 of improvements, and if they apply for a building permit it is automatic. Hammond said he could see Vermillion Chamber & Development Company use this for an economic development tool. Peterson said the VCDC

does use it quite often as a marketing tool. Hammond said he has checked the history, and the program started in 1970 and has been amended many times. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Clay County Resolution # 2020-17
Discretionary Formula SDCL 10-6-35.2

WHEREAS, the County of Clay, State of South Dakota has deemed it in the best interest of the County to adopt a Resolution implementing a Discretionary Formula for the reduced taxation of new structures and additions and partially constructed structures pursuant to SDCL 10-6-35.2.

NOW, THEREFORE, BE IT RESOLVED, that the following properties shall be, and hereby are, specifically classified for the purpose of taxation pursuant to SDCL § 10-6-35.2:

Any new nonresidential agricultural structure, or any addition to an existing structure, if the new structure or addition has a full and true value of ten thousand dollars or more (SDCL § 10-6-35.2(3));

Any new commercial structure, or any addition to an existing structure, except a commercial residential structure as described in SDCL § 10-6-35.2(5), if the new structure or addition has a full and true value of thirty thousand dollars or more (SDCL § 10-6-35.2(4));

Any new commercial residential structure, or addition to an existing structure, containing four or more units, if the new structure or addition has a full and true value of thirty thousand dollars or more (SDCL § 10-6-35.2(5));

FURTHER RESOLVED, that any structure classified pursuant to this Resolution shall, following construction, initially be valued for taxation purposes in the usual manner, and that value shall be referred to in this Resolution as the "Pre-Adjustment Value"; and be it

FURTHER RESOLVED, that the assessed value to be used for tax purposes of any structure classified pursuant to this Resolution shall, following construction, be calculated as follows:

- a. For the first tax year following construction, 20% of the Pre-Adjustment Value;
- b. For the second tax year the following construction, 40% of the Pre-Adjustment Value;
- c. For the third tax year following construction, 60% of the Pre-Adjustment Value;
- d. For the fourth tax year following construction, 80% of the Pre-Adjustment Value;
- e. For the fifth tax year following construction, 100% of the Pre-Adjustment Value;

and be it

FURTHER RESOLVED, that the Board of County Commissioners may, if requested by the owner of any of the above described property, not apply the above formula, in which case the full assessment shall be made without application of the formula. In waiving this formula for the structure of one owner, the Board of County Commissioners is not prohibited from applying the formula for subsequent new structures by that owner; and be it

FURTHER RESOLVED, that for purpose of this Resolution, the assessed valuation during any of the five years may not be less than the assessed valuation of the property year preceding the first year of the tax years following construction; and be it

FURTHER RESOLVED, that any structure that is partially constructed on the assessment date may be valued for tax purposes pursuant to this Resolution and the valuation may not be less than the assessed valuation of the property in the year preceding the beginning of construction; and be it

FUTHER RESOLVED, that following the five-year period under this section, the property shall be assessed at the same percentage as is all other property for tax purposes.

Approved this 16th day of June, 2020.

Board of Clay County Commissioners

By: _____
Travis Mockler, Chairman

Attest:

Carri R. Crum, County Auditor

There was discussion about budgeting for Cost of Living Allowance raises for 2021. Sheriff Howe said the law enforcement contract with Wakonda and Irene is tied to that, so he needs to let them know for budget purposes. Manning moved, seconded by Packard to direct departments to budget for 1.7%. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 9:53 a.m., Powell moved, seconded by Manning to adjourn and reconvene Tuesday, June 30, 2020 at 9:00 a.m. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST: Carri R. Crum

Carri R. Crum, County Auditor

June 30, 2020

The Board of County Commissioners met in a regular session Tuesday, June 30, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Powell moved, seconded by Hammond to approve the agenda. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Manning moved, seconded by Hammond to approve the minutes of the June 16, 2020 meeting. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Packard appeared as a Visitor to be Heard to report on fundraising for the downtown mural project and encouraged everyone to contribute if possible.

Zoning Administrator Drew Gunderson met with the Board to present a plat. Powell moved, seconded by Manning and carried to pass and adopt the following Resolution #2020-19 for plat of Lot 1, Lawrensen Addition in the SE1/4 of Section 34, T94N, R51W of the 5th P.M., Clay County, South Dakota; Barry Lawrensen, Member Manager, Lawrensen Properties, LLC, owner. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

**RESOLUTION #2020-19
RESOLUTION OF COUNTY COMMISSIONERS**

WHEREAS it appears that the owners thereof have caused a plat to be made of the following described real property:

A plat of Lot 1, Lawrensen Addition in the SE1/4 of Section 34, T94N, R51W of the 5th P.M., Clay County, South Dakota; Barry Lawrensen, Member Manager, Lawrensen Properties, LLC, owner.

Be it resolved that the Board of County Commissioners of said County has examined the same and that it appears that the system of streets set forth therein conforms to the system of streets of existing plats and section lines of said County, that adequate provision is made for access to adjacent un-platted lands by public dedication or section line when physically accessible, and that all provisions of the subdivision regulations of said County have been complied with, and that all taxes and special assessments, if any upon the tract or subdivision have been fully paid and that such plat and the survey thereof have been executed according to law, and the same is hereby accordingly approved.

Travis Mockler, Chairman
Board of County Commissioners

I, Carri R. Crum, County Auditor of Clay County, South Dakota do hereby certify that the within and foregoing is a true copy of the Resolution passed on June 30, 2020.

Carri R. Crum
County Auditor, Clay County, SD

Highway Superintendent Rod Polley met with the Board to present fuel quotes. Powell moved, seconded by Packard and carried to accept the low bid of \$1.339/gallon from Brunick's Service for

#2 diesel fuel. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Hammond moved, seconded by Manning to accept the low bid of \$1.86/gallon from Jerry's Service for ethanol blend fuel. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Powell moved, seconded by Hammond to table consideration of the Historic Preservation Grant application. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Powell moved, seconded by Manning adopt Resolution #2020-18 for authorization of contractual documents with the State for the receipt of CARES Act funds and to authorize the Chairman to sign the associated agreement.

Clay County Resolution Number 2020-18

A RESOLUTION AUTHORIZING THE EXECUTION OF CONTRACTUAL DOCUMENTS WITH THE STATE OF SOUTH DAKOTA FOR THE RECEIPT OF CARES ACT FUNDS TO ADDRESS THE COVID-19 PUBLIC HEALTH CRISIS

WHEREAS, pursuant to section 5001 of the Coronavirus Aid, Relief, and Economic Security Act, Pub. L. No. 116-136, div. A, Title V (Mar. 27, 2020) (the "CARES Act"), the State of South Dakota has received federal funds that may only be used to cover costs that: (a) are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19); (b) were not accounted for in the budget most recently approved as of March 27, 2020, for the State of South Dakota; and (c) were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020; and

WHEREAS, Clay County acknowledges that the State of South Dakota, in its sole discretion, may retain full use of these funds for the purposes delineated in the CARES Act; and

WHEREAS, Clay County acknowledges that in order to provide financial assistance to counties and municipalities in South Dakota, the State of South Dakota, in its sole discretion, may allocate CARES Act funds Act on a statewide basis to reimburse counties and municipalities as delineated herein; and

WHEREAS, Clay County seeks funding to reimburse eligible expenditures incurred due to the public health emergency with respect to COVID-19; and

WHEREAS, Clay County acknowledges that any request for reimbursement of expenditures will only be for expenditures that were not accounted for in the budget for Clay County most recently approved as of March 27, 2020; and

WHEREAS, Clay County acknowledges that it will only seek reimbursement for costs incurred during the period that begins on March 1, 2020, and ends on December 30, 2020;

NOW, THEREFORE BE IT RESOLVED by the County Commission of Clay County that the Chairman of the Clay County Commission may execute any and all documents as required by the State in order to receive CARES Act funds.

It is further

RESOLVED that any request for reimbursement will be only for those costs authorized by the State that:
(1) Are necessary expenditures incurred due to the public health

emergency with respect to COVID-19; (2) Were not accounted for in the County budget most recently approved as of March 27, 2020; and (3) Were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.

It is further

RESOLVED that the County will not request reimbursement from the State under the CARES Act for costs for which the County previously received reimbursement, or for which the County has a reimbursement request pending before another source.

Approved and adopted this 30th day of June, 2020.

Travis Mockler, Commission Chairman Clay
County, South Dakota

ATTEST:

Carri R. Crum, County Auditor, Clay
County, South Dakota

Powell moved, seconded by Manning to approve the following claims for payment. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

(PAYROLL)		WELLMARK BLUE CROSS	\$46,426.92
COMMISSIONER'S	\$8,649.46	(MISC. REIMBURSEMENTS)	
ELECTION'S	\$559.81	HASSE, ELLIOT	\$20.00
AUDITOR'S OFFICE	\$11,583.09	(PROFESSIONAL SERVICES AND FEES)	
TREASURER'S OFFICE	\$20,377.21	BILLINGS, JOHN P	\$1,995.00
STATE ATTORNEY'S OFFICE	\$34,266.22	CLAY COUNTY ABSTRACT	\$532.50
COURTHOUSE	\$3,373.42	ERICKSON SOLUTIONS GROUP	\$2,985.22
DIRECTOR OF EQUALIZATION	\$11,213.84	FEDEX	\$13.24
REGISTER OF DEEDS	\$7,947.54	JLG ARCHITECTS	\$13,585.06
VETERAN'S OFFICE	\$1,575.00	LINCOLN COUNTY TREASURER	\$659.15
SHERIFF'S OFFICE	\$40,882.01	NATIONWIDE MUTUAL	\$50.00
COUNTY JAIL	\$31,820.71	OSBORNE, KENT	\$48.83
EMERGENCY MGMT	\$4,624.71	PETERSON, INA	\$48.83
HIGHWAY	\$62,072.22	QUADIANT LEASING INC	\$89.46
COMMUNITY HEALTH NURSE/WIC	\$3,087.98	SECRETARY OF STATE	\$30.00
EXTENSION OFFICE	\$3,705.57	TERWILLIGER, PHILIP	\$504.25
WEED	\$10,030.86	TRITECH SOFTWARE SYSTEMS	17,584.00
PLANNING & ZONING	\$2,327.30	ULTEIG	\$2,451.88
(PAYROLL WITHHOLDING)		WOODS, FULLER, SHULTZ &	\$7,859.70
AFLAC	\$481.39	YANKTON CO TREASURER	\$215.90
CLAY CO FIT FICA	\$66,268.30	(OTHER PROFESSIONAL SERVICE)	
COLONIAL LIFE	\$501.60	DAKOTAH REPORTING AGENCY	\$1,135.30
CONSECO/WASHINGTON	\$24.45	(LAW OFFICE)	
DIV OF CHILD SUPPORT	\$631.00	BERTSCH LAW OFFICE	\$187.76
NEW YORK LIFE INSURANCE	\$328.57	COLLIER, CAITLIN F	\$489.85
SD RETIREMENT SYSTEM	\$27,105.78	KENNEDY, PIER LOFTUS &	\$164.90
SD SUPPLEMENT RETIREMENT	\$2,625.00	PETERSON, STUART, KLENTZ	\$8,427.83
SDRS ROTH 457(B) PLAN	\$885.00	(MENTAL HEALTH)	
SDRS SPECIAL PAY PLAN	\$9,938.52	AVERA MCKENNAN HOSPITAL	\$1,428.00
TASC PVR	\$2,312.50	(REPAIRS AND MAINTENANCE)	
THE STANDARD - DENTAL	\$748.12	BERG AUTO MALL & TRUCKIN	\$600.00
THE STANDARD - LIFE INS.	\$306.71	BROADCASTER PRESS	\$23.57
THE STANDARD - SH TRM DI	\$3,236.89	BUHLS DRYCLEANERS &	\$167.00
THE STANDARD - VISION	\$152.53	CANON	\$123.48
UNITED WAY OF VERMILLION	\$408.00	CENTURY BUSINESS PRODUCT	\$30.00
VERMILLION FEDERAL	\$2,171.00	DAKOTA LOCK & KEY	\$200.00

ERICKSON SOLUTIONS GROUP	\$491.43	STURDEVANT'S AUTO PARTS	\$86.80
HANSEN LOCKSMITHING INC	\$114.00	TRANSOURCE INC	\$131.53
JERRY'S SERVICE	\$50.00	TRI STATE INSULATION	\$.00
JIM HAWK TRUCK TRAILERS,	\$3,063.60	VERMILLION ACE HARDWARE	\$305.17
JOHNSEN HEATING & COOLIN	\$2,732.47	WALMART COMMUNITY/GEGRB	\$94.23
LOFFLER COMPANIES	\$174.62	(COPIER SUPPLIES)	
PRESTO-X COMPANY LLC	\$137.00	LOFFLER COMPANIES	\$144.51
QUADIENT LEASING INC	\$536.73	(TRAVEL AND CONFERENCE)	
VERIZON WIRELESS ST ATTN	\$149.20	MANGER, BILL	\$323.44
(DATA PROCESSING/CLAY CREEK/INF)		SDSU EXTENSION SERVICE	\$54.60
ERICKSON SOLUTIONS GROUP	\$6,964.80	(INMATE TRAVEL)	
(YANKTON CLAY EXPENSE)		JERRY'S SERVICE	\$60.27
ULTEIG	\$8,446.50	(UTILITIES)	
(SUPPLIES & MATERIALS)		BUREAU OF ADMINISTRATION	\$25.00
A & B BUSINESS	\$176.43	CITY OF VERMILLION	\$2,038.07
BOB BARKER CO INC	\$169.26	MIDCO BUSINESS	\$290.00
BRUNICK SERVICE, INC.	\$2,979.27	VERIZON WIRELESS	\$94.89
BUNYANS BAR & GRILL	\$115.00	VERIZON WIRELESS EMG	\$40.01
CANON	\$138.15	VERIZON WIRELESS SHERIFF	\$320.08
CORTRUST BANK	\$4.00	VERMILLION GARBAGE SVC.	\$176.00
COYOTE ENTERPRISE LLC	\$9.99	(PAYMENT)	
DAVIS PHARMACY	\$150.76	BRUNICK SERVICE, INC.	\$446.00
DS SOLUTIONS, INC.	\$175.00	COURNOYER, VICTORIA	\$20.00
GOVERNMENT FORMS AND	\$65.00	CROWE, JEREMY	\$20.00
HY-VEE, INC.	\$52.60	DOUVILLE, DORA	\$20.00
I-STATE TRUCK CENTER	\$80.13	GRAHAM TIRE S.F. NORTH	\$584.00
JACK'S UNIFORMS & EQUIP.	\$68.94	HY-VEE, INC.	\$5,544.52
JCL SOLUTIONS	\$74.26	JERRY'S SERVICE	\$1,100.00
JERRY'S SERVICE	\$1,770.94	KENT, KRISTON	\$20.00
JIM HAWK TRUCK TRAILERS,	\$431.14	VAN DIEST SUPPLY COMPANY	\$2,456.80
JOHN DEERE FINANCIAL	\$1.76	(JDC/SPECIAL EQP.)	
LAWSON PRODUCTS, INC.	\$96.28	TWO WAY RADIO SOLUTIONS	\$2,140.91
MENARD'S	\$12.88	(BOOKS)	
NORTH CENTRAL RENTAL &	\$7,800.00	THOMSON REUTERS - WEST	\$941.03
POLLEY, RODNEY	\$47.93	(FURNITURE AND MINOR EQUIPMENT)	
PRINT SOURCE	\$352.00	CANON	\$209.96
QUILL CORPORATION	\$358.92	ERICKSON SOLUTIONS GROUP	\$1,990.00
RDO EXCH 80-5800	\$78.36	MICROFILM IMAGING SYSTEM	\$60.00
RUNNINGS SUPPLY INC	\$250.90	ONE OFFICE SOLUTION	\$246.00

At 9:24 a.m., Packard moved, seconded by Hammond to adjourn and convene as Clay County Ditch Board. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Hammond moved, seconded by Manning to table approval of the contract with Ulteig Engineering for Lateral 50 and approval of the invoice from Pollman Excavation for Lateral 50 until the next meeting. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Powell discussed the Yankton Clay Ditch project, saying it started sour and continues to go more sour. He said the County Commissioners as Ditch Board are responsible for the ditches, not the Highway Superintendent, and that's why Ulteig Engineering has been doing the process for the County. Bids were instructed by Ulteig Engineering to be delivered to the Highway Department.

Powell said if he was a contractor he would be confused because bids have always been sent to the Auditor's Office. Manning said he wondered if Ulteig Engineering was mistaken regarding where the bids needed to go. Packard said the Board should see the specifications before they are sent out. Powell said he noticed the compass direction for the ditch cleaning was wrong on the advertising initially. Hammond said it's a pretty recent problem with Ulteig Engineering, and they need to make sure that Brad Stangohr with Ulteig is brought along in the process. Powell said Polley is a Highway Superintendent, not a ditch superintendent, and the Board needs to remember that and not rely on him for these things. Packard said the Board needs to give the engineer direction and see the details. Powell said he requested to see what the contractors are bidding on, and he never got to see that. State's Attorney Alexis Tracy said she does not see anything in statute that requires bids to be delivered to the Auditor's Office, but the Board can ask that. Powell and Tracy discussed the Commissioners Handbook and that it has been a good resource in the past. Tracy said it references on page 9 that the Auditor handles county bid lettings. Powell said the bids should have been in the Courthouse this morning at the Auditor's Office. Packard said the engineer is relatively new, and maybe Ulteig Engineering should have access to the legalities. Polley said they have not heard everything on the Zoom meeting, but the Courthouse was closed when specifications were sent out, so they had them delivered to the Highway Shop instead. Powell said there was still a drop box and employees in the building who could meet someone at the door. Hammond said there could not have been a public opening of bids if the Courthouse was closed.

At 10:00 a.m., a public bid opening was held for the Yankton Clay Ditch project. Bids were opened and read aloud as follows: Boyer Sand and Gravel \$210,500 with cashier's check in lieu of bid bond, Jody Koch Construction \$215,500 with cashier's check in lieu of bid bond, Pollman Excavation \$316,280 with bid bond, RP&H \$386,800 with bid bond, 3-D Digging & Trucking \$204,500 with bid bond. Stangohr said he will review bids to ensure they meet specifications and do a budgetary analysis, then return to the Board with a recommendation at the next meeting.

At 10:12 a.m., Powell moved, seconded by Hammond to adjourn and reconvene as Board of Clay County Commissioners. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 10:13 a.m., Powell moved, seconded by Manning and carried to enter an Executive Session for personnel matters per SDCL 1-25-2. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

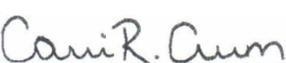
At 10:32 a.m., Manning moved, seconded by Hammond and carried to exit the Executive Session. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed. No further action was taken.

Recent payroll changes to be reflected in the minutes are as follows: Austin Stromberg was hired as a Part-time Jailer effective June 3, 2020 at \$16.52/hr. and Sarah Gregg was hired as a Deputy Treasurer effective June 15, 2020 at \$15.35/hr.

At 10:33 a.m., Packard moved, seconded by Manning to adjourn and reconvene Tuesday, June 30, 2020 at 9:00 a.m. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST: 
Carri R. Crum, County Auditor

July 7, 2020

The Board of County Commissioners met in a regular session Tuesday, July 7, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Manning moved, seconded by Powell to approve the agenda with the addition of a change order for the micro-surfacing project. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Manning moved, seconded by Hammond to approve the minutes of the June 30, 2020 meeting with a clarification that the tabling by Powell of the matter of the Ulteig Engineering contract and Lateral 50 matters was until the next meeting. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Director of Equalization Ina Peterson appeared as a Visitor to be Heard to report that she and Bill Manger will be attending a training workshop in Mitchell tomorrow and also discussed IT concerns regarding her mapping system.

Bob Fuller, Chairman of the Courthouse, Jail, and Law Enforcement Facility Planning Committee, met with the Board to present an update on the work of the committee. He reported that Greg Huckabee has arranged to have a student prepare informational video(s) regarding the project. He said the Government Research Bureau will also be helping with a survey of the public regarding the project. Fuller requested approval from the Board for the costs associated with producing the videos, and Mockler requested that Auditor Carri Crum add it to the agenda for the next meeting. There was discussion regarding having the bond company attend a Zoom meeting with the committee to discuss current bonding conditions.

Packard moved, seconded by Hammond and carried to accept the low bid of \$1.3255/gallon from Jerry's Service for #2 dyed diesel fuel. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 9:13 a.m., Manning moved, seconded by Hammond to adjourn and convene as Clay County Ditch Board. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Brad Stangoehr from Ulteig Engineering met with the Board to discuss bids for the Yankton Clay Ditch Project. Stangoehr discussed brush removal from 454 Ave. to the west. He said from the Vermillion River the first few sections are pretty dense, and beyond that is pretty clear. Highway Superintendent Rod Polley said it had been burned off by the Weed Department a few years ago. There was discussion regarding the \$202,769 balance in the fund and removing the last couple miles from the project in order to keep the cost under the fund balance. Powell, Polley, and Mockler discussed with State's Attorney Alexis Tracy the previous contract with Pollman

Excavation for cleaning and whether the County could void the contract since it has been a few years, and the work is still not complete. Polley said he thinks he last spoke to Pollman about it around October. Mockler called a short recess in order for him to call Pollman.

The meeting was called back into session, and Mockler said Pollman has no problem canceling the previous bid. Tracy recommended that a letter be sent to Pollman outlining the specifics. It was decided that the Chairman and Auditor will draft a letter.

Stangohr discussed the timeline for starting the project. He also said a bid from Street Construction Company was received late.

Powell discussed a beaver situation that he talked to Brook Bye about. Polley said he spoke with the State trapper before Pollman dug them out, but the trapper has not been available. He said there is one other individual, Tyler Anglin, who would trap them if there was a bounty, but he said he will contact the State trapper again in the meantime. Polley and Stangohr discussed the start date in relation to when the State trapper might be available as the trapper prefers to work when the beaver dams are in place.

The Board considered the low bid from 3D Digging & Trucking for the Yankton Clay Ditch project, and it was discussed that the dollar amount would be reduced to fit the funding by removing some distance from the project. Powell moved, seconded by Hammond and carried to award the low bid from 3D Digging & Trucking. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

The Board discussed Lateral 50. Powell said he got asked this morning from Gerry Sommervold why the water is turning green if it is moving. Stangohr said he has not shot the elevations yet. Polley said he has not had a chance to look at the area. Mockler said when Stangohr has shot the elevations they will discuss paying Pollman Excavation. The Board discussed the balance in the fund being less than the awarded bid. Packard said they have always, in her memory, asked how much is in the account and said in the future that also needs to be put in the minutes. Hammond agreed and said that although he has only been involved in 2 or 3 that has been the pattern. Powell said there has been a mistake in one place or another, and it still needs to be worked out. Mockler said Pollman remembers it being said the money was there, but Pollman said he is willing to work with the County. Packard expressed thanks to Pollman. It was discussed that Stangohr will shoot the elevations to make sure there is good drainage.

Mockler said the Board should consider having Clay Creek Ditch flown over for imaging as was done with Yankton Clay Ditch. The Board discussed having a recess for Mockler to call Pollman regarding the Clay Creek. Mockler said he would send a text message.

Polley discussed with Stangohr that Wieman has his equipment in place for the project he was awarded.

Manning asked about the October 15th deadline on the Yankton Clay Ditch project. Stangohr said it would not be fair to 3D Digging & Trucking if he did not extend the deadline. Hammond asked about an inclement weather clause. Stangohr said the specifications are pretty unforgiving

regarding weather, but if there are lots of weather issues he will typically check with the owner to make sure it is not costing them any additional money, and then he may grant some flexibility. Hammond asked about penalties for not meeting the deadline, and Stangohr said he thinks it is \$500/day. Polley said he has dealt with this contractor a couple of times for hauling gravel and does not foresee a problem.

Stangohr said with the Clay Creek Ditch, if there are a few contractors who are really anxious for the work, then it could possibly be done this fall, but it can also result in high bids. Mockler said if it cannot be done this fall, he does not want to hire Ulteig Engineering to fly it either. Stangohr said it could be let in the fall with a May 31st completion date so it could be done in the fall or in the spring without interfering with crops. It was discussed that sometimes frozen ground is better to work with.

It was decided that Ditch Board will be placed on the agenda next week.

At 9:50 a.m., Hammond moved, seconded by Manning to adjourn and reconvene as Board of Clay County Commissioners. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Polley reported that near Hemmingson's property, the bridge at Norwegian Ave. & 302 St. has been removed, and the contractor is starting the floor for the box culvert. If weather is good, it should not be too long before it gets opened back up again. Polley said he has to call the State because it was a historical bridge, and when it went up for sale no one wanted to buy it. Now Erlan Olson wants it, and it has been hauled to his property with a permit. Polley said he just needs to let the State know it will still be used. Powell asked if it needs to be as major of an excavation as what is happening. Polley said they needed to dig down a certain distance below the creek and then build it back up to stabilize it. He discussed the cost share with the State for the project.

Powell asked why the road ditches are mowed in the spring. Polley said it is for safety reasons so drivers can see animals. Powell discussed road breakups and wondered if it is efficient to have staff mowing instead of fixing the breakups. Polley said only two employees are mowing, and everyone else is working on breakups. He said they are behind because of fixing culverts, and just got a call for one by Wastlund's that is coming apart.

Powell asked if Johnson Engineering was supposed to put together something for their work south of Meckling over to the ditch. Polley said the County asked which way the water should flow, so they did a survey, but did the County did not ask them to do any plans. He discussed the work that Ulteig Engineering helped with and what Johnson Engineering did. Powell said he finally made it out to look at the Lateral 50 culvert under Jetley Park Rd. that is collapsing. Stangohr said at the lower end it is only down a couple feet, and the slope will be flat, but he will make sure the property owner is ok with it feathering things into the field. It is not going to drain good, but it will be better. He cannot make it better because the area is flat. Polley said he is hoping whomever the County got to do the Yankton Clay Ditch project can also do this quick if it does not have to be let for bids. Stangohr said he will figure that out.

Powell said it was nice that when they did the S. Dakota St. bridge they took out the big lump. Stangohr said they tried to take out the bump as much as they dared. Polley asked Tracy who is obligated to maintain the bridge since the city limit line is down the middle of the river because there is work that needs to be done on the north end. Powell said he drives it often and thinks the north end is ok, definitely better than it was.

The Board discussed the micro-surfacing change order. He said the cost was good when it was bid, so they added to it in order to get the best price for the County. The change order brought the cost to approximately \$850,000, and the County had budgeted \$900,000. Powell moved, seconded by Manning and carried to authorize the Chairman to sign the change order.

Manning moved, seconded by Powell to set the date and time of July 28, 2020 at 9:30 a.m. for a public hearing regarding a budget supplement to the Commissioners budget for \$75,000 for architect costs and \$21,000 to the Public Defender budget for the contract cost increase.

The Board discussed a letter of notification from Fairview Township regarding a speed limit change on Missouri St. Powell said he received a phone call regarding the petition. He said he feels that 25 mph might be slow, but he does not live out there either. Hammond said the letter from the Township Board did not specify a speed. Tracy said it is consistent with the statute for the Township to have authority to lower the limit, and she read the statute.

Packard said there was a nice compliment on the Vermillion Federal Credit Union's Facebook page to Sheriff Andy Howe. He was nominated as someone in the community who goes over and above. She encouraged everyone to look at the Facebook page for the full text of the nomination.

The Vermillion Public Library Board and Sheriff's Office monthly reports were accepted and placed on file, as well as the following Auditor's Account with the County Treasurer Report.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

To the Honorable Board of County Commissioners of Clay County
 items in the hands of the County Treasurer as of June 30, 2020.
 I hereby submit the following report of my examination of the cash:

Total amount of deposits in banks	6,606,700.15
Amount of actual cash	2,936.36
Total amount of checks and drafts in Treasurer's Possession not exceeding three days	23,453.92
Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days:	2,037.69
Checks returned and not deposited	
Cash Items	700.00
Investments	151,000.00
Cash Variation	0.00
Total	

Dated this 1st day of
July, 2020.

6,786,828.12

At 10:13 a.m., Manning moved, seconded by Hammond and carried to enter an Executive Session for legal matters per SDCL 1-25-2. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 10:43 a.m., Hammond moved, seconded by Powell and carried to exit the Executive Session. No further action was taken. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 10:44 a.m., Powell moved, seconded by Manning to adjourn and reconvene Tuesday, July 14, 2020 at 9:00 a.m. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST: 
Carri R. Crum, County Auditor

July 28, 2020

The Board of County Commissioners met in a regular session Tuesday, July 28, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Manning moved, seconded by Hammond to approve the agenda. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Hammond moved, seconded by Manning to approve the minutes of the July 14, 2020 meeting. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Powell moved, seconded by Hammond to accept the low bid of \$1.2187 from Jerry's Service for fuel. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Polley reported that he has hired David Hesse to start August 3rd at \$15.73/hour.

Polley also updated the Board that he only was granted 1 bridge of the 4 he applied for on the State's funding program to be removed. He said the box culvert near Hemmingson's property is ahead of schedule and has been poured. Micro-surfacing is scheduled to begin in mid-August.

Polley discussed the 2021 budget request with the Board. Polley said he would like to keep one of the motorgraders a while longer because it does not have many hours on it, although he appreciates the commissioners allowing him to update equipment as needed so that the department has dependable equipment to work with. Polley said if oil prices stay low, he will be able to finish his 5-year plan in 3 years. He said he would like to put up a hoop shed to cover the salt/sand stock so that salt does not leach out when it rains and would like to add on to the weed building.

Polley updated the Board on a couple of road blow-outs that the department is repairing, along with plans for scheduled repairs when those are done. Manning asked about East Main, and Polley said that is scheduled as well. Hammond asked about wear and tear on the county road due to the Highway 46 detour. Polley said that is in the haul road agreement with the State. Powell said the county will need to stay on top of it because he and Hammond were up there, and there are stretches that will need to be dug out and redone. Hammond said he and Powell stopped by the flex-o-matted area, and it looks like it will be pretty effective. Polley said it would be nice to have it on both sides. Polley mentioned rumble bars that have been installed at the Greenfield Rd. intersection as well as the other areas he had planned. He said the sides of 302 St. had rumble strips installed as well.

Mockler asked about structure improvements for 2021. Polley discussed 4 sites. Mockler asked if culverts east of Wayne Thedorff's property have been replaced yet, and Polley said that is on the FEMA list, so it has to be approved. Polley discussed the need to go through the mitigation process near Prairie Center Hall, near the Experimental Farm for culvert replacements, and also near the gravel pit where he would like to put a low water crossing.

Powell asked about the stretch down to the mouth on Clay Creek that has not been completed, and he asked if the county should be getting someone else to do that. Polley said he discussed it with Pollman Excavation, but he has not been there yet. It was decided that ditch board will be placed on the agenda for the next meeting.

Powell said he and Hammond passed by the location south of Meckling and to the west where the culvert is collapsing and recommended slowing the traffic down. Polley said they will put up a bump sign. They have to cut the asphalt anyway and they can place gravel to level it out at the moment. Polley asked how the road was over the Yankton Clay Ditch as he had not been out there yet. Powell and Hammond said that was good.

Welfare Director Drew Gunderson met with the Board for Welfare Case #C20-017. Gunderson discussed that there were a lot of unknowns for the deceased individual as the daughter just did not know much about her parent. After further discussion, Manning moved, seconded by Powell to pay the burial fee of \$1,900.

Gunderson discussed SB157 and said the county has the option to set criteria for special permitted uses such as cemeteries, quarries, and other situations. He said there are criteria where he would be able to handle the conditional use permit (CUP), and there are things that should have had CUPs in the past. He is working on the plan and criteria that can be addressed, which would clean up some of those areas in the county. Mockler said it will go through the Planning & Zoning Commission and then through the commissioners.

A public hearing was held for a supplement to the county budget. Packard moved, seconded by Powell to approve Resolution #2020-20 for Supplement of County Budget.

RESOLUTION #2020-20
Supplement of County Budget

WHEREAS the Commissioners – Professional Services/Fees budget does not have adequate budget authority in 2020 due to unanticipated architectural contract fees;

WHEREAS, the Board of County Commissioners have agreed to hold a public hearing on July 28, 2020 at 9:30 a.m. to supplement the Commissioners – Professional Services/Fees budget for the proper conduct and discharge of lawful county obligations and has been given in accordance with the law and direction of the County Board,

NOW THEREFORE BE IT RESOLVED: That the following budget be adopted to show the supplement to the foresaid 2020 Annual Budget:

Commissioners – Professional Services/Fees (10100X4220111) \$75,000

Dated the 28th day of July, 2020

Commissioner Packard moved the adoption of the foregoing Resolution; Motion seconded by Commissioner Powell.

Vote of the Commission: Packard Aye Powell Aye Manning Aye Hammond Aye Mockler Aye

Upon which voting the foregoing Resolution was declared passed and adopted.

ATTEST:

Carri R. Crum, County Auditor

Travis Mockler, Chairman
Board of County Commissioners
Clay County, South Dakota

Register of Deeds Lisa Terwilliger met with the Board for the 2021 budget request.

Director of Equalization Ina Peterson met with the Board. She said her office will not be entering any homes this year, and they will be sending out property questionnaires instead. Peterson discussed that some expenses have gone down drastically for her 2020 budget and requested to purchase a vehicle with the remaining funds. The Board agreed that she should explore local dealerships for used vehicles and also check the state bid prices. She also discussed her 2021 budget request.

Phyllis Packard discussed the Vermillion Area Arts Council's 2021 budget request.

Treasurer Rhonda Howe met with the Board for the 2021 budget request. She discussed additional wage costs due to anticipated employee retirements and the associated severance pay.

Sheriff Andy Howe met with the Board for the 2021 budget requests. He discussed vehicle purchase costs and potential additional staffing due to inmate transport needs. Powell discussed putting miles on a lower cost vehicle for transport rather than the higher cost vehicles. Howe also discussed equipment needs for the Sheriff's Office. He discussed anticipated out-of-county boarding costs in the jail budget. Howe spoke to the Board about the difficulty of operating the jail in the condition it is in, especially with the pandemic situation. He forewarned the Board that they may need to make some hard decisions before a new jail could potentially even break ground.

Packard moved, seconded by Manning to approve the following claims for payment. Roll Call Vote: Hammond Aye, Manning Aye, Powell Nay, Packard Aye, Mockler Aye. Motion passed.

(DUE TO OTHER GOVERNMENT)		IRENE CITY	\$248.31
BERESFORD SCHL DIST 61-2	\$14,289.96	IRENE/WAKONDA SCHL 13-3	\$54,277.50
BETHEL TOWNSHIP	\$3,171.72	MECKLING TOWNSHIP	\$3,683.53
CENTERVILLE SCH DIST 60-	\$10,251.77	NORWAY TOWNSHIP	\$2,162.01
CITY OF VERMILLION	\$25,282.34	PLEASANT VALLEY TWP.	\$3,091.15
CLAY CO TREASURER	\$9,866.50	PRAIRIE CENTER TWP.	\$3,344.06
FAIRVIEW TOWNSHIP	\$3,265.69	RIVERSIDE TOWNSHIP	\$2,712.40
GARFIELD TOWNSHIP	\$3,357.81	SD DEPT OF REV ANDERSON	\$321,245.01
GAYVILLE/VOLIN SCHL DIST	\$6,246.10	SDACO - M&P FUND PAYMENT	\$410.00
GLENWOOD TOWNSHIP	\$3,211.83	SPIRIT MOUND TOWNSHIP	\$3,350.63

STAR TOWNSHIP	\$3,163.34
VERMILLION BASIN WATER	\$157.47
VERMILLION SCHL DIST 13-	\$142,528.43
VERMILLION TOWNSHIP	\$667.61
VIBORG/HURLEY SCHL 60-6	\$54.05
WAKONDA TOWN	\$1,884.38
(FIRE PREMIUMS)	
BERESFORD RURAL FIRE	\$49.51
CENTERVILLE RURAL FIRE	\$134.76
GAYVILLE RURAL FIRE ASSO	\$94.59
IRENE RURAL FIRE ASSOC	\$3.81
VERM. RURAL FIRE ASSOC.	\$285.21
VOLIN RURAL FIRE ASSOC.	\$34.46
WAKONDA RURAL FIRE	\$186.08
(PROFESSIONAL SERVICES AND FEES)	
ALTERNATIVE HRD LLC	\$1,242.75
AVERA MCKENNAN HOSPITAL	\$7,725.87
AXON ENTERPRISE INC.	\$1,705.50
BROADCASTER PRESS	\$48.36
BUREAU OF ADMINISTRATION	\$4.80
COMPUTER FORENSIC	\$1,500.00
DAVIS PHARMACY	\$210.88
ELECTION SYSTEMS AND	\$706.53
FLEX SYSTEM (TASC)	\$1,841.74
INVESTIGATIVE	\$695.44
JLG ARCHITECTS	\$14,238.45
MEYER, MARY ANNE	\$11.60
PHARMCHEM, INC.	\$456.80
SATELLITE TRACKING OF	\$429.00
SD DEPT OF HEALTH LAB	\$370.00
SECURITY SHREDDING SVC.	\$70.00
VIBORG REPAIR & TOWING	\$511.20
YANKTON MEDICAL CLINIC P	\$101.33
(OTHER PROFESSIONAL SERVICE)	
CITY OF VERMILLION	\$72,645.07
SCHAEFER, DEAN	\$42.00
SD ATTORNEY GENERAL	\$1,395.00
(LAW OFFICE)	
BOYS & GIRLS CLUB, INC.	\$1,750.00
JOHNSON, KATIE PLLC	\$1,385.20
MCCULLOCH, JAMES E	\$1,491.20
(MENTAL HEALTH)	
AVERA UNIVERSITY	\$414.44
SD ACHIEVE	\$240.00
SD DEPT OF REV ANDERSON	\$1,800.00
SESD ACTIVITY CNTR	\$360.00
(PUBLISHING)	
BROADCASTER PRESS	\$562.00
(REPAIRS AND MAINTENANCE)	
CANON	\$123.48
CENTURY BUSINESS PRODUCT	\$30.00
FLEX SYSTEM (TASC)	\$32.32
FRONTIER PRECISION INC	\$127.50
HARDING GLASS	\$232.14
HENDERSON'S EXHAUST PLUS	\$110.00
QUALITY MOTORS	\$59.68

TURNER PLUMBING INC	\$103.76
VERMILLION FORD	\$409.50
(DATA PROCESSING/CLAY CREEK/INF)	
MICROFILM IMAGING SYSTEM	\$855.00
(PRAIRIE CENTER #1A EXPENSE)	
KELLY OCONNOR CONST.	\$300.00
(SUPPLIES & MATERIALS)	
A & B BUSINESS	\$2,623.62
A-OX WELDING SUPPLY CO	\$222.06
APPEARA	\$46.72
BRUNICK SERVICE, INC.	\$48.50
BUTLER MACHINERY CO.	\$332.92
COYOTE ENTERPRISE LLC	\$9.99
DAVIS PHARMACY	\$66.01
ELECTION SYSTEMS AND	\$1,469.76
HENDERSON'S EXHAUST PLUS	\$604.51
I-STATE TRUCK CENTER	\$285.51
JCL SOLUTIONS	\$488.89
JERRY'S SERVICE	\$9,941.25
JOHN DEERE FINANCIAL	\$462.76
MICROFILM IMAGING SYSTEM	\$155.00
ONE OFFICE SOLUTION	\$188.50
PROCHEM DYNAMICS	\$216.27
QUILL CORPORATION	\$167.18
RUNNINGS SUPPLY INC	\$123.77
SANFORD USD MEDICAL CTR.	\$26.73
SANITATION PRODUCT	\$86.87
SD DEPT OF TRANS	\$553.20
STURDEVANT'S AUTO PARTS	\$56.95
TRI-STATE TURF &	\$15.93
TRUCK-TRAILER SALES&SRVC	\$62.00
TRUENORTH STEEL	\$6,594.06
VERMILLION ACE HARDWARE	\$99.98
VERMILLION FORD	\$308.70
ZEE MEDICAL SERVICE CO	\$154.50
(COPIER SUPPLIES)	
CANON	\$161.12
QUILL CORPORATION	\$30.71
RELIANCE TELEPHONE	\$500.00
(TRAVEL AND CONFERENCE)	
MANGER, BILL	\$20.00
PETERSON, INA	\$20.00
(INMATE TRAVEL)	
PENNINGTON COUNTY JAIL	\$144.22
(UTILITIES)	
ANDERS, JEFFREY	\$180.00
ARMSTRONG, AARON	\$180.00
AUS, ADAM	\$180.00
BUREAU OF ADMINISTRATION	\$72.85
CENTURYLINK	\$516.70
CHRISTOPHERSON, KALEB	\$180.00
CITY OF VERMILLION	\$1,666.42
CLAY RURAL WATER SYSTEM	\$112.20
CLAY UNION ELECTRIC CORP	\$593.22
HOWE, ANDY	\$180.00
HUSBY, TIFFANY	\$180.00

KYMALA, SHANNON	\$180.00
MCPHERSON, LARRY	\$150.00
MIDAMERICAN ENERGY	\$115.44
PEDERSON, PAUL	\$180.00
UMSCHEID, NOAH	\$180.00
VERIZON WIRELESS TRS	\$770.98
VERMILLION GARBAGE SVC.	\$60.00
WAKONDA TOWN	\$62.65
(PAYMENT)	
AUSTIN-WHITTEMORE HOUSE	\$625.00
CLAY CO AGR FAIR ASSOC	\$4,125.00
DAKOTA SENIOR MEALS	\$970.50
DOMESTIC VIOLENCE	\$215.00
JONES, KODY	\$20.00
LEWIS & CLARK BEHAVIORAL	\$5,441.75
MARSHALL, ZAHAI	\$20.00
NATIONAL MUSIC MUSEUM	\$1,250.00
NUTRIEN AG SOLUTIONS	\$7,851.20
PUMP N PAK	\$278.04
SALVATION ARMY	\$437.50
SD DEPT OF HEALTH	\$1,602.64
SITTING CROW, EMMA	\$20.00
SOUTHEASTERN SD-DTA	\$510.00
VERMILLION AREA ARTS CNC	\$1,250.00
VERMILLION FEDERAL	\$41.97
VERMILLION FOOD PANTRY	\$1,875.00
VERMILLION FORD	\$947.42
VERMILLION PUBLIC LIBRAR	\$1,000.00
VERMILLION SENIOR CENTER	\$5,000.00
WAKONDA PUBLIC LIBRARY	\$625.00
WH OVER MUSEUM,	\$1,875.00
(BOOKS)	
THOMSON REUTERS - WEST	\$968.53
(FURNITURE AND MINOR EQUIPMENT)	
COYOTE ENTERPRISE LLC	\$159.99
ERICKSON SOLUTIONS GROUP	\$872.20
MICROFILM IMAGING SYSTEM	\$60.00
TY'S BUILDING SERVICE IN	\$429.98
ULTRA BRIGHT LIGHTZ	\$1,532.92
(PAYROLL)	
COMMISSIONER'S	\$8,649.46
AUDITOR'S OFFICE	\$11,583.09
TREASURER'S OFFICE	\$21,564.52
STATE ATTORNEY'S OFFICE	\$24,674.28
COURTHOUSE	\$3,373.42
DIRECTOR OF EQUALIZATION	\$11,233.84
REGISTER OF DEEDS	\$7,947.54
VETERAN'S OFFICE	\$1,575.00
SHERIFF'S OFFICE	\$41,598.68
COUNTY JAIL	\$28,041.55
EMERGENCY MGMT	\$4,624.71
HIGHWAY	\$44,249.37
COMMUNITY HEALTH NURSE/WIC	\$3,087.98
EXTENSION OFFICE	\$3,705.57
WEED	\$10,095.35
PLANNING & ZONING	\$2,175.00

(DUE TO OTHER GOVERNMENT)	
STATE OF SD GAME FISH	\$108.00
(PAYROLL WITHHOLDING)	
AFLAC	\$481.39
CLAY CO FIT FICA	\$51,710.74
COLONIAL LIFE	\$501.60
CONSECO/WASHINGTON	\$24.45
DIV OF CHILD SUPPORT	\$631.00
NEW YORK LIFE INSURANCE	\$328.57
SD RETIREMENT SYSTEM	\$25,775.66
SD SUPPLEMENT RETIREMENT	\$2,500.00
SDRS ROTH 457(B) PLAN	\$785.00
SDRS SPECIAL PAY PLAN	\$45.00
TASC PVR	\$2,312.50
THE STANDARD - LIFE INS.	\$385.10
THE STANDARD - SH TRM DI	\$1,018.95
THE STANDARD - VISION	\$171.09
UNITED WAY OF VERMILLION	\$408.00
VERMILLION FEDERAL	\$2,171.00
WELLMARK BLUE CROSS	\$47,827.42
(INTEREST INVESTMT. FUNDS)	
CORTRUST BANK	\$16,860.91
(INSURANCE DEDUCTABLE REIMBURSE)	
TAGGART, MARY	\$500.00
(PROFESSIONAL SERVICES AND FEES)	
CLAY UNION ELECTRIC CORP	\$566.38
ERICKSON SOLUTIONS GROUP	\$956.25
JOHNSON ELECTRIC, INC.	\$94.04
MINNEHAHA CO. AUDITOR	\$50.99
SANFORD HEALTH CLINIC	\$107.87
SANFORD HEALTH OCCUPATIO	\$30.00
ULTEIG	\$782.00
VERIZON WIRELESS ST ATTN	\$152.35
(OTHER PROFESSIONAL SERVICE)	
DAKOTAH REPORTING AGENCY	\$1,083.85
(LAW OFFICE)	
KOGEL, LINDA L	\$3,185.20
MCCULLOCH, JAMES E	\$5,361.60
PETERSON, STUART, KLENTZ	\$8,457.83
(MENTAL HEALTH)	
AVERA MCKENNAN HOSPITAL	\$714.00
DAKOTABILITIES	\$720.00
(REPAIRS AND MAINTENANCE)	
BAK, RICK	\$100.00
CANON	\$138.15
CLAY UNION ELECTRIC CORP	\$2,518.19
HANSEN LOCKSMITHING INC	\$326.00
INTERSTATE POWER SYS INC	\$717.44
JOHNSON FEED, INC.	\$68.25
MART AUTO BODY & MARINE	\$90.00
NATURESCAPING DESIGN LLC	\$91.80
PRESTO-X COMPANY LLC	\$62.00
(DATA PROCESSING/CLAY CREEK/INF)	
ERICKSON SOLUTIONS GROUP	\$2,760.32
SOFTWARE SERVICES, INC.	\$3,090.00
(SUPPLIES & MATERIALS)	

A-OX WELDING SUPPLY CO	\$137.76	CITY OF VERMILLION	\$3,774.15
BLUE TARP FINANCIAL, INC	\$1,381.83	MIDAMERICAN ENERGY	\$8.00
BOB BARKER CO INC	\$204.20	MIDCO BUSINESS	\$430.00
BOYER FORD TRUCKS	\$523.16	OLSON'S PEST TECHNICIANS	\$80.00
BRUNICK SERVICE, INC.	\$184.00	VERIZON WIRELESS EMG	\$80.02
CLAY UNION ELECTRIC CORP	\$576.71	VERIZON WIRELESS HWY TRS	\$102.72
CORTRUST BANK	\$64.40	VERIZON WIRELESS SHERIFF	\$320.08
DIAMOND MOWERS INC	\$14,482.74	VERMILLION GARBAGE SVC.	\$176.00
GRAHAM TIRE S.F. NORTH	\$274.70	(PAYMENT)	
HEGGESTED, TERI	\$10.25	AMERICAN TIRE DISTRIBUTO	\$505.48
HERREN-SCHEMPP	\$99.79	BRUNICK SERVICE, INC.	\$68.95
HY-VEE, INC.	\$48.14	CHARLIE'S BUS SERVICE	\$210.00
JCL SOLUTIONS	\$62.33	DAVIS, SYDNEY	\$63.44
JERRY'S SERVICE	\$1,216.35	DRUIN, WADE	\$60.92
JOHNSON FEED, INC.	\$40.78	FORELL, JULIE	\$50.00
LIGHT AND SIREN	\$345.13	HEIDEBRECHT, JEFFREY	\$71.84
MARK'S MACHINERY	\$141.46	HY-VEE, INC.	\$3,782.17
MART AUTO BODY & MARINE	\$79.48	JENSEN, CAROLYN	\$52.52
NELSEN ELECTRIC LLC	\$260.12	JONES, SHARON	\$50.00
NORTH CENTRAL RENTAL &	\$6,437.00	MELSTAD, HALEIGH	\$50.00
ONE OFFICE SOLUTION	\$17.28	NUTRIEN AG SOLUTIONS	\$250.00
PRINT SOURCE	\$812.00	OLSON, ROXANE	\$55.88
PROCHEM DYNAMICS	\$99.54	THE SOAP GUYS	\$64.00
QUALIFIED PRESORT SVC IN	\$2,145.00	VERMILLION AUTO WORKS	\$200.00
QUILL CORPORATION	\$285.98	WAI, SEBASTIAN	\$50.00
RUNNINGS SUPPLY INC	\$376.91	YELLOW ROBE, LUKE	\$1,500.00
WALMART COMMUNITY/GECRB	\$59.71	(JDC/SPECIAL EQP.)	
(COPIER SUPPLIES)		MINNEHAHA COUNTY JDC	\$236.90
RELIANCE TELEPHONE	\$300.00	(JDC/SPECIAL EQP.)	
(TRAVEL AND CONFERENCE)		NATIONAL SHERIFF'S ASSOC	\$278.40
ARMSTRONG, AARON	\$56.00	(FURNITURE AND MINOR EQUIPMENT)	
(UTILITIES)		CANON	\$209.96
BUREAU OF ADMINISTRATION	\$25.00	TWO WAY RADIO SOLUTIONS	\$429.98
CENTURYLINK EMG	\$13.78		

Packard moved, seconded by Powell to adopt the 2021 Provisional Budget. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

The Board considered a combined election agreement with the City of Vermillion for the November 3, 2020 General Election. Hammond moved, seconded by Manning to authorize the Chairman to sign the agreement. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

The Board discussed a request from Ken Orr to lower the speed limit to 20 mph and install a lighted electronic speed sign to display the driver's speed. Sheriff Howe said the speed limit in the area is lower, but not 20 mph. He discussed electronic signage with the Board. Powell and Howe discussed the potential cost of a device that counts cars and measures speed. Hammond and Howe talked about a reasonable speed for that road. It was decided that the matter will be placed on the next meeting agenda.

At 11:24 a.m., Manning moved, seconded by Hammond to enter an Executive Session for contractual matters per SDCL 1-25-2.

At 11:53 a.m., Manning moved, seconded by Hammond to exit the Executive Session.

Mockler updated the group on last night's joint jurisdiction meeting with the City of Vermillion and the proposed boundaries. He said the City feels they should be able to come to the table for the proposed area. He said at this point the Planning & Zoning Commission is not favorable to the proposal. Mockler said he told the group that this may be put on hold until meetings can be face to face because these decisions are too big to be made in a virtual meeting.

At 12:08 p.m., Powell moved, seconded by Packard to adjourn and reconvene Tuesday, August 4, 2020 at 9:00 a.m. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST: Carri R. Crum

Carri R. Crum, County Auditor

August 4, 2020

The Board of County Commissioners met in a regular session Tuesday, August 4, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Hammond moved, seconded by Powell to approve the agenda. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Manning moved, seconded by Powell to approve the minutes of the July 28, 2020 meeting. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Highway Superintendent Rod Polley met with the Board to discuss highway matters. The Board considered an agreement with the SD Office of Emergency Management for the emergency relief funding for flood damage in 2019. Powell moved, seconded by Manning to authorize the Chairman to sign the agreement. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

The Board reviewed Polley's micro-surfacing and small structure replacement plan map for 2021.

Polley said SD LTAP put out a traffic counter, and it read an average of 65 vehicles/day, 1/3 of which are trucks, over a 2-week period at the county line over a 1-mile stretch. He said it is badly broken up, and the department has filled in with gravel. LTAP recommends that, under 150 vehicles per day, it is financially more responsible to have gravel. Polley said it is about \$300,000 to hire the mill machine and add additional gravel base. The Board discussed residential properties within that mile. Polley said the County could use the Yankton County bids if necessary, or bid the project. He said to make it a good asphalt road, it would be necessary to start over, including culverts, reshaping the road ditches and right-of-way purchases, at a total estimated cost of at least \$1 million. It was the consensus of the Board that Polley should put together a cost estimate for milling up the road and making it gravel.

Polley discussed other areas that he considered in his plan, but roads are recommended to be built to a state specification and cannot be done without right-of-way purchase due to the ditches. He also discussed problems on the eastbound lane on 302 St. He said a safety audit addressed small structures, which must be put back exactly as they are due to drainage laterals, specifically Meckling Ditch. He would like to do 6 small structures: 2 on 311 St., 2 on 312 St., 1 south of Dreesen's property, and 1 on 313 St. The curve by Vogel's property would have to be straightened out, but right-of-way would need to be purchased. Polley discussed a funding program through the State that would assist with bridge removal costs. He applied for 4 but was granted just 1. Powell asked about a bridge that was to be removed through the State, and Polley said despite his efforts to make contact, he is unable to reach anyone. He canceled the project

because he was unable to get a hold of anyone. Polley also discussed bidding excavating work and the way he plans to bid it in the future. He said Hollaway Construction has also split up the way they do bidding. Polley said Nolz is putting the box culvert in on Frog Creek Rd. by Hemmingson's property, and it is possible they may bid next year.

Polley discussed an e-mail from DENR regarding the irrigator overspray notice that Polley publishes yearly. He said DENR told him he cannot do that anymore. Polley said he has been directed not to use DENR in the notice, although he can still notify DENR regarding overspray issues.

At 9:46 a.m., Powell moved, seconded by Manning to adjourn and convene as Clay County Ditch Board.

The Board considered an invoice from Ulteig Engineering in the amount of \$5,058 for Yankton-Clay Ditch. Powell moved, seconded by Manning to approve the invoice for payment. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Polley said he spoke to Mike Pollman with Pollman Excavation, and the south end of Clay Creek Ditch is to be cleaned this month.

Polley said the weed department sprayed Lateral 50 for cattails west of 453 Ave. on the north side to Sioux Alfalfa. They used the DOT recommended chemicals. Powell asked if they sprayed the willows along the highway. Polley said the DOT may have instructed Weed Supervisor Dennis Ganschow to do it. Polley also discussed spraying 454 Ave. west to the Yankton-Clay Ditch where it turns to the north. Calvin Hanson requested it, and Polley agreed they should spray for the trees.

Ken Orr said the Board needs to take more consideration for Meckling. He said the Board has ruined their homes to bring all that water into town. It's not going on top of the ground. It's going underneath. Orr said there is a culvert 100-200 yards south of the gravel road that runs water across the field. He asked why that culvert is in there, draining ditch water right into Meckling. He referred to the ditch on the west side of Meckling, and said when they dug the ditch on the north side of the railroad tracks from Gayville past Meckling, there is a culvert somewhere across the highway that dumps on the west side of Meckling. Orr said the ditch is filling in gradually, and originally water ran around Meckling. Before 1980, he said he never had water in the basement. After 1980, he said Frank Orr started digging, and he had to put sump pumps in. Now, if his pumps fail, he said the water will be up to his kneecaps in his basement, and last year he had mildew under his carpeting on first floor. He said the worst for the water is where the ditch filled in. He said the water is coming from the northwest on the south side of Meckling where it dips down, and there was a drain on the south side of Olson's body shop that collapsed. Mockler said that culvert is open. Powell said Orr said there is one north of there, but he is not aware of it. Mockler said the culvert is open, and he was there last year because the lady that lives there called; there is just nowhere for the water to go. Orr said the water is coming too fast and has been rerouted to flood Meckling underground. He said the rivers will not receive the water, so it is going underground to flood Meckling. He said the Board has ruined his house. Powell said the Missouri river has been running higher, and what the Corps of Engineers does

has affected the aquifer level. Powell said Orr is blaming them for the problem that is the State's, that is the Corps of Engineers'. Orr said Frank Orr was paid to do digging in 1980-1982. He said in 1952, Meckling was flooded all the way around with only 1 way out, but he didn't get water in his basement. He said their homes are not livable. Powell asked how many people have homes in Meckling and said he is the only one who has accused the Board of this.

At 10:05 a.m., Manning moved, seconded by Hammond to adjourn and reconvene as Board of Clay County Commissioners.

Zoning Administrator Drew Gunderson presented two plats to the Board. Manning moved, seconded by Hammond to pass and adopt the following Resolution for plat of Ebert's Bylander Tract, an Addition in the SW1/4 of the SE1/4 of Section 2, T94N, R51W of the 5th P.M., Clay County, South Dakota; John Eric Bylander and Joyce A. Bylander, owners.

RESOLUTION #2020-21
RESOLUTION OF COUNTY COMMISSIONERS

WHEREAS it appears that the owners thereof have caused a plat to be made of the following described real property:

A plat of Ebert's Bylander Tract, an Addition in the SW1/4 of the SE1/4 of Section 2, T94N, R51W of the 5th P.M., Clay County, South Dakota; John Eric Bylander and Joyce A. Bylander, owners.

Be it resolved that the Board of County Commissioners of said County has examined the same and that it appears that the system of streets set forth therein conforms to the system of streets of existing plats and section lines of said County, that adequate provision is made for access to adjacent un-platted lands by public dedication or section line when physically accessible, and that all provisions of the subdivision regulations of said County have been complied with, and that all taxes and special assessments, if any upon the tract or subdivision have been fully paid and that such plat and the survey thereof have been executed according to law, and the same is hereby accordingly approved.

Travis Mockler, Chairman
Board of County Commissioners

I, Carri R. Crum, County Auditor of Clay County, South Dakota do hereby certify that the within and foregoing is a true copy of the Resolution passed on August 4, 2020.

Carri R. Crum
County Auditor, Clay County, SD

The Board considered a second plat for Roger and Mary Turner. Manning asked if this is where they live, and Gunderson said there is about ½ mile difference. Hammond asked if the plat squares up the Turners' property, and Gunderson said no, that it is a piece of platted ground down below that he is vacating in order to have enough room for setbacks he will need in order to build a house. Powell asked about the road. Gunderson said there was a platted public right-of-way there. Hammond asked if the 25-foot driveway that is being added gives them access to their land. Gunderson said yes, that is the driveway. Powell said a 25-foot easement does not seem adequate. Gunderson said it is being changed from a 33-foot public access to a 25-foot wide private drive. Hammond clarified that it gives him ownership rather than just an easement.

Manning said it just cleans everything up. Gunderson said no one could ever build on the Heine land anyway because it is in the flood plain. Powell said he sees a problem with it, but Hammond said the plat clears up the access problem because it gives ownership of the driveway to Turner. Powell asked how Heine gets access to his property. Gunderson said there is still access to the north side, and the Heine tract is not actually owned by Heine; it was sold in 1997. Gunderson sent the Board an e-mailed map with a broader view of the area. Mockler pointed on a map where there is driveway access for the Heine tract. With the questions resolved, Powell moved, seconded by Hammond to pass and adopt the following Resolution for plat of Turner Tract 3, in the NW1/4 of the SE1/4 and in the NE1/4 of the SE1/4 of Section 36, T93N, R52W of the 5th P.M., Clay County, South Dakota; Roger E. Turner, owner.

RESOLUTION #2020-22
RESOLUTION OF COUNTY COMMISSIONERS

WHEREAS it appears that the owners thereof have caused a plat to be made of the following described real property:

A plat of Turner Tract 3, in the NW1/4 of the SE1/4 and in the NE1/4 of the SE1/4 of Section 36, T93N, R52W of the 5th P.M., Clay County, South Dakota; Roger E. Turner, owner.

Be it resolved that the Board of County Commissioners of said County has examined the same and that it appears that the system of streets set forth therein conforms to the system of streets of existing plats and section lines of said County, that adequate provision is made for access to adjacent un-platted lands by public dedication or section line when physically accessible, and that all provisions of the subdivision regulations of said County have been complied with, and that all taxes and special assessments, if any upon the tract or subdivision have been fully paid and that such plat and the survey thereof have been executed according to law, and the same is hereby accordingly approved.

Travis Mockler, Chairman
Board of County Commissioners

I, Carri R. Crum, County Auditor of Clay County, South Dakota do hereby certify that the within and foregoing is a true copy of the Resolution passed on August 4, 2020.

Carri R. Crum
County Auditor, Clay County, SD

Emergency Management Director Layne Stewart and Gunderson discussed kayak access on the river. Powell said he sees people struggling regularly with kayaks at the river. There is a piece of property by Holmes' that became part of the State right-of-way. It is where Yankton-Clay Ditch drains in, and it is convenient to access Cotton Park. Powell asked Stewart if grants are available for a kayak access point. Stewart said the LWC Act of 1964 provides a \$10,000 minimum, but the application is due September 15th. It requires the County to own the land, or to have an agreement in perpetuity for the access. He said SECOG will help with the application, but the County needs a deed, or an agreement in place. He said SECOG is checking with Game, Fish & Parks to see if it can be allowed since it looks like SD DOT land. Also, the project needs bids and a plan. Polley said he spoke to Rod Gall with SD DOT, and he said he will need to meet with the County because there is a problem with spacing and approach at the west side of the river, the south side of the ditch. Gunderson said he cannot find any plats to cover the area in question,

but there has to be a deed somewhere. Polley said it looks to him like it should be DOT ground. Mockler asked if it would be easier to put it on the public access point on the east side of the river north of the bridge. He said he found it in the GF&P handbook. Mockler said it may need to be fixed because it is pretty steep right there. Polley wondered if the City has annexed to the center of the river, and there was some discussion about where the line is. Powell said it would not take much to slope the ground down and install some gravel. Packard asked if this is an annual grant. Stewart said he assumes so, but he has never heard of it before. Packard said there is quite a bit of planning that needs to take place, and there has to be parking for trucks/trailers. Stewart said he would speak with Jeff VanMeeteren, and if this is a GF&P access point, maybe they would be willing to do the upgrades themselves. He said he may go out and look at it this morning. Polley said it could possibly fall under the same funding as Myron Grove Access, and that is an annual grant as well.

Sheriff Andy Howe met with the Board to discuss jail boarding options. He said the biggest issue they are having right now is inmate classification and segregation. Now, with COVID, he has to segregate inmates for 14 days. If they have a couple people arrested in a day, they don't have room for any more inmates. With the building project being down the road, it does not solve the problem today. He said he wants to discuss temporary, modular cells. They are still limited, but a fully functional system would be very, very expensive. A small system would be the extent of 1 semi-trailer type of unit, and they still have weather considerations in the winter, plus more staffing. The smallest of units is \$400,000, but one big enough is \$5 million. That is too costly to be a good solution. He said \$400,000 may be eligible for reimbursement through the COVID Relief Fund. Powell asked why, if it is reimbursable, we would not do a bigger unit. Howe said there are space considerations, utilities, and he would need double staffing. He said he has some issues with placement but has figured out the most secure route possible. The Board agreed that he should explore the option. Packard asked for cost comparisons and discussed the building project. She said this is an emergency project, and yet the jail building project has stalled due to COVID. In the current situation, COVID is not going away. Andy said no matter what, the problem exists today, and he needs a solution today. He needs to look into other jails that might be willing to take on our inmates in the meantime. He discussed other jails in the country that have temporary structures and also the option of leasing.

The Board discussed Ken Orr's speed limit request for Meckling. It was discussed that the limit is 30 mph northbound, but it is not posted southbound, so it would be 55 mph. Polley said there has never been a posting northbound, but that doesn't mean it shouldn't be. Powell asked State's Attorney Alexis Tracy if there is any reason the County cannot post the northbound traffic at 30 mph. Hammond said it is a lousy place to try to post a sign, and you would almost have to post it on the side of a building. Polley said Meckling is unincorporated, so with right-of-way it is not impossible to do. Speed limits around Wakonda were also discussed as a comparison. Powell said they should proceed to post the speed limit at 25 mph. Orr asked for a lighted sign both directions that tells drivers their speed. He said drivers are drag racing through there, and a lighted sign will work, but the 30 mph sign does not work. Powell asked for the cost of the lighted signs. Manning said if it is posted at 25 mph, and a Deputy Sheriff picks up people for speeding, word will get around. Vermillion Police Chief Matt Betzen said they have a sign that cost \$3,500, and they have spent about \$4,000 in maintenance costs. They also have a mobile trailer that was purchased with an 80/20 grant funding project at an estimated cost to the City of

\$2,500-3,000. Now the grant only reimburses 20%. Tracy said for enforcement purposes, you have to clearly post the speed limits at the beginning and the end first and foremost. Betzen the flashing sign is a tool to gain compliance without enforcement. Howe proposed that the speed limit be changed, then start to measure compliance prior to investing in other measures. It was decided that Polley would come back with the cost of lighted signs, and the Board would proceed with a resolution to change the speed to 25 mph.

At 11:23 a.m., Manning moved, seconded by Hammond to adjourn and reconvene Tuesday, August 11, 2020 at 9:00 a.m. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST: 

Carri R. Crum, County Auditor

August 11, 2020

The Board of County Commissioners met in a regular session Tuesday, August 11, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Powell moved, seconded by Packard to approve the agenda. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Manning moved, seconded by Hammond to approve the minutes of the August 4, 2020 meeting. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Highway Superintendent Rod Polley met with the Board to discuss highway matters. He presented costs for various lighted speed limit signs. Polley showed the Board a flashing light that can be placed on a stop sign, or a stop ahead sign, to call attention to the sign, and the cost is \$140. The least expensive lighted speed limit sign is \$1,600 each. Hammond said Sheriff Howe's suggestion to put up legal speed limit signs in Meckling and have deputies monitor speeds in the area for compliance is a good idea. Manning agreed. Polley said he plans to place the flashing lights on the signs at Hub City. Polley said he would like to post a sign at Wicker St. but there are many utilities at the spot where the sign would need to go. Polley asked Powell whose electrical lines run east and west near Toby's. Powell said they should be Clay-Union Electric's signs. He said Polley should ask Clay-Union Electric about using the jetter truck to dig the hole for the sign post. In 2018's traffic study, an average of 109 cars per day traveled south out of Meckling. The consensus of the Board was to place the 25 mph signs and have the Sheriff's Office monitor it. State's Attorney Alexis Tracy asked if the road is a County road. The Board and the Highway Superintendent said this is a County road. Manning moved, seconded by Hammond to pass and adopt the following Resolution #2020-23 Setting the Speed Limit on a Portion of Meckling Rd. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

**RESOLUTION # 2020-23
A RESOLUTION SETTING THE SPEED LIMIT ON A PORTION OF MECKLING RD.**

WHEREAS, members of the Clay County Board of Commissioners have determined a 25 MPH (mile per hour) speed limit is in the best interest of public safety and for signs installed on Meckling Rd. beginning at Wicker St. proceeding south 1,050 ft.,

WHEREAS, South Dakota Codified Law 32-25-9.1 allows for establishment and posting of speed limits, and

NOW THEREFORE BE IT RESOLVED that the speed limit on Meckling Rd. in Clay County be posted at 25 MPH (mile per hour) on Meckling Rd. beginning at Wicker St. proceeding south 1,050 ft., and

BE IT FURTHER RESOLVED that upon voting the above resolution be passed and adopted.

Vote of Clay County Commission:

AYE 5 NAY 0

Dated this 11th day of August, 2020 at Vermillion, SD.

ATTEST:

Travis Mockler
Chairman, Clay County Commission

Carri R. Crum
Clay County Auditor

Sheriff Andy Howe met with the Board to discuss purchase of a 2011 transport van with approximately 67,000 miles from SD Federal Surplus Property Agency for \$10,500. Packard said when she worked for the City, they had very good luck working with the agency. Howe said he may be able to use some of the equipment from previous vehicles to equip the van. Hammond moved, seconded by Packard to authorize the purchase. Mockler said it also would not take a patrol car off the road if the County has a transport vehicle. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Peter Smith and Rebecca Brown with ROCS, Inc. Dining Services met with the Board for the 2021 budget request. They said the program has seen an increase in meals being provided due to COVID-19. Hammond said the program fulfills a critical need in the community.

Brendyn Richards met with the Board to discuss the intersection at 306 St. & University Rd. The Board and Polley showed Richards the lights being purchased for the signs. Richards asked about rumble strips. Polley said they were missed in the recent installation of rumble strips. Richards said he has also spoken to Sheriff Howe and discussed the 30 mph speed limit on 306 St. in Union County near the interstate. He also presented a letter of concern from Brad and Jeanie Hansen. He also asked about the potential for a reduced speed limit on University with the church being in the area. Powell said the County should lower the speed limit north and south to 35 mph. Hammond asked Howe for his thoughts. Howe said his thoughts are much the same as what has been discussed. He said he has put deputies out there at times to try to gain compliance, and speed limit reductions will help. Powell asked Howe if it should be 35 both east and west and north and south. Howe said that is reasonable, and it is a matter of safety. Mockler showed those on the Zoom meeting the flashing led lights that will be placed on the stop ahead signs and the stop signs. Powell said he saw people run the stop sign 2-3 times in a short period of time. Howe said it is a blind intersection from 3 ways. Hammond asked if the County could put traffic count strips to detect speed. He suggested it would provide data to see how people are complying with the lower speed limits, and it would help the Sheriff's Office to determine time of day for routine speeders. Polley said it would be about \$3,800 from SD LTAP, and he has used them before. It was the consensus of the Board to pass a resolution at the next meeting to set the speed limit at 35 mph. Polley and Howe discussed the length of the speed zone.

Maxine Johnson with the W.H. Over Museum met with the Board for the 2021 budget request. She emphasized how hard this year has been for the museum due to the pandemic. Manning

asked if she has spoken with our legislators to get State funding restored. Johnson said she has contacted legislators.

Packard moved, seconded by Manning to approve the following claims for payment. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

The following Auditor's Account with the County Treasurer report, Register of Deeds monthly report, and Sheriff's Office monthly report were accepted and placed on file.

AUDITOR'S ACCOUNT WITH THE COUNTY
TREASURER

To the Honorable Board of County Commissioners of Clay County
items in the hands of the County Treasurer as of July 31,
2020.

I hereby submit the following report of my examination of the cash:

Total amount of deposits in banks	6,458,453.20
Amount of actual cash	3,377.84
Total amount of checks and drafts in Treasurer's Possession not exceeding three days	78,035.72
Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days:	2,445.52
Checks returned and not deposited	
Cash Items	700.00
Investments	151,000.00
Cash Variation	0.00
Total	
Dated this 3rd day of August, 2020.	6,694,012.28

Carri R. Crum, County Auditor

At 9:57 a.m., Hammond moved, seconded by Manning to enter an Executive Session for contractual matters per SDCL 1-25-2.

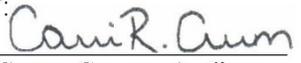
At 10:20 a.m., Manning moved, seconded by Hammond to exit the Executive Session.

At 10:21 a.m., Manning moved, seconded by Hammond to adjourn and reconvene Tuesday, August 25, 2020 at 9:00 a.m. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:


Carri R. Crum, County Auditor

August 25, 2020

The Board of County Commissioners met in a regular session Tuesday, August 25, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Powell moved, seconded by Manning to approve the agenda with the addition of a change order and invoice for Yankton/Clay Ditch. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Powell moved, seconded by Hammond to approve the minutes of the August 4, 2020 meeting. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Sheriff Andy Howe appeared under Visitors to be Heard to report that the transport van he looked at would not suit the department. He said there is another van that was priced higher, but he did not purchase it since it was not authorized.

Community Health Nurse Sami Cusick met with the Board to discuss employee flu vaccines. Powell asked how much the vaccines cost and asked about spouse coverage. There was a brief discussion about spouses and children. Powell moved to authorize payment of flu vaccines for employees if insurance does not cover it. Hammond seconded the motion. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed. Emergency Management Director Layne Stewart said the September monthly safety meeting will be an employee flu vaccine clinic.

Highway Superintendent Rod Polley met with the Board to discuss highway matters. Powell moved, seconded by Hammond to accept the low bid of \$1.81/gallon from Jerry's Service for ethanol blend fuel. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Polley said he received a packet in the mail from FEMA regarding flood damage sites from last year. He is expecting a check soon for the approved damages. Treasurer Rhonda Howe said the check has been received.

Polley said the bridge on Norwegian Ave. is almost done. He expects to put gravel on it next week so that it can be completely opened.

Polley said speed limit signs in Meckling were put up yesterday. He and Foreman Larry McPherson have measured the area at Hub City, and they will be calling SD One Call so they can place signs when it is time. Manning verified that rumble strips will be installed, and Polley said they will. State's Attorney Alexis Tracy discussed speed limit postings. She said her concern is enforcement reviewed statutes. She said municipalities and townships need to reduce speed

limits via ordinance. Tracy also cited case law. She advised the speed limits should be lowered via ordinance. Sheriff Howe discussed Ordinance #96-1 and suggested amending it if necessary. Hammond and Polley discussed posting of signage. Howe suggested having a list of speed zones within the county and having the Commission approve those annually if necessary. Polley said the dates are on the back of the signs when they are posted.

At 9:28 a.m., Hammond moved, seconded by Manning to adjourn and convene as Clay County Ditch Board. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

The Board discussed an invoice from Ulteig Engineering for \$2,246.93 for Yankton/Clay Ditch. Powell moved, seconded by Manning to approve payment of the invoice. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Polley discussed with the Board the ownership of the ditches and a request from FEMA for proof of ownership. The Board discussed that old Ditch Board minutes should have that information. Auditor Carri Crum said she would provide a flash drive to Polley with a copy of the minutes.

The Board reviewed a change order from Ulteig Engineering for the Yankton/Clay Ditch project. Manning moved, seconded by Hammond to approve and authorize the Chairman to sign the change order. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Powell asked Polley for a progress update on Clay Creek Ditch. Polley said it is supposed to be done at the end of the month.

Polley said in 2012 Johnson Engineering proposed a 10-year maintenance plan. He clarified with the Board that it was just a plan and not an agreement.

At 9:58 a.m., Powell moved, seconded by Hammond to adjourn and reconvene as Board of Clay County Commissioners. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Polley discussed a drainage matter. A landowner contacted him to say that a neighbor is running tile into a creek that passes through his property. It was discussed that the County does not have a drainage ordinance, and the landowner should contact his attorney.

Mockler asked Polley if 300 St. will be fixed. Polley said it is scheduled, and he would be happy to answer any questions from the public.

Dr. Stanage from Lewis & Clark Behavioral Health Services met with the Board for the 2021 budget request. He discussed the case volume, new certification evaluations via telehealth, and recently dedicated mental health crisis beds.

Missy O'Connor met with the Board for the Fair Board's 2021 budget request.

Seth Klentz and David Stuart met with the Board to discuss the public defender services contract for 2021. Manning discussed concerns that they may be billing less than they should, which in turn affects what the County can collect to help offset the cost of the contract. Stuart explained the process for submitting fees to the judge to be approved. He said the contract amount does not equate to the direct charge for client representation. Some of it is overhead costs such as salaries and travel for the attorney. Hammond clarified that the fees turned in to the courts are not including travel and salaries. Stuart said it would take more time for them to line item travel per client. Experts are included. Time with clients is billed at the current court appointed attorney rate set by the court. Packard asked what the per-hour overhead cost is, and Stuart said most firms are 40-50% overhead, such as office space, salaries, 401k plans, etc. Stuart said he looked back historically at 2014-2016, and it was one of the last times they had an increase to get to a workable per-case dollar amount. He said over the last 6 years, the cases have jumped by about 46%, whereas the contract increased by about 2%. He said coming into 2020, their cases averaged \$226/case. The dollar amount proposed for 2021 would get them to about \$400/case. Hammond asked how many hours were billed at \$97/hour for the past several years. Stuart said he has not tracked that internally, but a voucher is required for the court system. Manning asked how they pay for their overhead, from other cases, or part of the billings for the county? Stuart said a percentage of what they are bringing back on a contract is overhead. The contract proposal comes from an internal assessment of what they can provide the services for financially.

Tracy said if she had received a \$30,000 increase request, she would expect justification for that. She said defendants seem to have a different billing depending on who they get appointed. If the County pays \$400, they should see that in results. She said most cases are not coming close to \$400 for the County to collect. Stuart asked if Tracy would take a retainer of less than \$500/case in private practice. They also discussed that one conflict case last year was exorbitant. Tracy said there should be a happy medium. Stuart said over the past 20+ years they have tried to be fair, and if they were asked for bid and they submitted one that the County was not comfortable with, he does not think approximately \$400/case is not unfair. He would be willing to discuss a number that the County would be comfortable with. Tracy said she is still unclear on where they come up with their numbers, and it feels like the County is being abused a bit on a \$30,000 increase. If a \$55,000 increase is ok over a couple years, she is going to come in and ask for raises for her department. She said she does not believe her overhead is 40%. Manning said he would like to be able to recoup more of the costs. Hammond said the County has no illusion that we will actually collect it all, but even 40-50% would be better.

Mockler asked, if the County agrees to \$130,000, are they going to come back at \$161,000 next year? Stuart said he does not know what the case numbers will do. He also has not submitted a 3-year contract binding everyone for that long. Stuart said they like the working relationship in Clay County, and if they can figure out how to do that they would like to. Packard asked if anyone is working to increase the \$97/hour set by the courts. Stuart said it is usually only increased by \$1-2/year. Manning asked if they are willing to do a per-case rate of \$400. Stuart said that is essentially what they did. Tracy said if the case numbers go up, they get paid more. If case numbers go down, they get paid less. She also discussed a multi-year contract vs. a 1-year contract. Stuart said he would need to give it some thought. He said his notes going back to 1999 show there was only a 2-3% increase each year until recently to try to catch them back up. He said he is happy to go back to look at a 3-year contract to help budget with some certainty.

Manning said he could understand a 10% increase, but he is having a difficult time with 30%, and they are looking at needing to build a new jail as well. Stuart said the frustrating side is that this is not a money-generating enterprise. Hammond said the County is picking up about 10% in collections, but the County is in a pickle with these kinds of explosive growth. Hammond said he has been in business a while, too, and he knows there are metrics for things. Stuart said there are plenty of opportunities where the State has timely offers that can be resolved at an arraignment and get it done, it does not make sense to drag it out and add to jail costs, a full trial, etc. Klentz said before he came here he had never pled a case at an arraignment. It does not happen in other counties often, and it is a refreshing practice. He said on his side, it looks bad, but it is actually efficient on both sides. Hammond said this may be at a point where both sides need to visit internally and come up with some equity.

Director of Equalization Ina Peterson met with the Board to discuss a vehicle purchase. She said due to changes in insurance, lack of travel expenses, etc, she has money left in her 2020 budget. She said she looked at local dealers and used vehicles through the State. She found a 2019 Ford Edge at Quality Motors with approximately 30,000 miles for just under \$28,000, but she is hoping to get a better deal for the County. Powell said it would give us one more County vehicle, and other departments may need to use it. Peterson said she talked to Zoning Administrator Drew Gunderson, and he could use it as well as the Auditor for elections. Manning said he does not have a problem with it as long as other departments can use it when it is available.

Sheriff Andy Howe said he has been communicating with the SD Federal Surplus Property, and they put it on hold for the County. It is a 2015 for \$17,000 and he asked the Board whether they would like to give him the same conditions as before or wait until next year. Packard moved, seconded by Powell to authorize Sheriff Howe to purchase the vehicle. Under discussion Mockler asked how much money would need to be spent to install a cage and any other equipment. Howe said it would be less than patrol cars, just a cage and a radio, so it would likely be quite a bit less than \$2,000. Howe discussed with Mockler whether to install decals on the vehicle. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Powell moved, seconded by Manning to approve the following claims for payment.

(PAYROLL)		COMMUNITY HEALTH NURSE/WIC	
COMMISSIONER'S	\$8,649.46		\$3,087.98
AUDITOR'S OFFICE	\$11,583.09	EXTENSION OFFICE	\$3,705.57
TREASURER'S OFFICE	\$21,564.52	WEED	\$3,218.13
STATE ATTORNEY'S OFFICE	\$23,610.52	PLANNING & ZONING	\$2,271.42
COURTHOUSE		(DUE TO OTHER GOVERNMENT)	
\$3,373.42		STATE OF SD GAME FISH	\$22.00
DIRECTOR OF EQUALIZATION		(PAYROLL WITHHOLDING)	
\$11,233.84		AAA COLLECTIONS	\$542.72
REGISTER OF DEEDS	\$7,947.54	AFLAC	\$657.08
VETERAN'S OFFICE	\$1,575.00	CLAY CO FIT FICA	\$52,574.46
SHERIFF'S OFFICE	\$39,057.71	COLONIAL LIFE	\$452.10
COUNTY JAIL	\$31,583.25	CONSECO/WASHINGTON	\$24.45
EMERGENCY MGMT	\$4,624.71	DIV OF CHILD SUPPORT	\$631.00
HIGHWAY	\$51,867.23	NEW YORK LIFE INSURANCE	\$328.57
		SD CHILD SUPPORT CENTER	\$891.00

SD RETIREMENT SYSTEM	\$26,155.74
SD SUPPLEMENT RETIREMENT	\$3,575.00
SDRS ROTH 457(B) PLAN	\$785.00
TASC PVR	\$2,459.00
THE STANDARD - DENTAL	\$748.12
THE STANDARD - LIFE INS.	\$385.10
THE STANDARD - SH TRM DI	\$1,018.95
THE STANDARD - VISION	\$152.53
UNITED WAY OF VERMILLION	\$408.00
VERMILLION FEDERAL	\$2,171.00
WELLMARK BLUE CROSS	\$47,827.42
(INSURANCE DEDUCTABLE REIMBURSE)	
STYLES, DAVID	\$500.00
(OTHER INSURANCE)	
JENSEN INSURANCE	\$175.33
(PROFESSIONAL SERVICES AND FEES)	
ERICKSON SOLUTIONS GROUP	\$956.25
JLG ARCHITECTS	\$29,618.29
LINCOLN COUNTY SHERIFF	\$74.00
LOFFLER COMPANIES	\$204.12
RESOLUTION TREATMENT	\$1,750.00
SD DEPT OF HEALTH LAB	\$775.00
SD NETWORK AGAINST FAMIL	\$200.00
SULLIVAN, PATRICK	\$100.00
TERWILLIGER, PHILIP	\$750.00
ULTEIG	\$48,601.53
VERIZON WIRELESS ST ATTN	\$149.10
(OTHER PROFESSIONAL SERVICE)	
DAKOTA REPORTING AGENCY	
\$722.50	
(LAW OFFICE)	
PETERSON, STUART, KLENTZ	\$8,427.83
THOMPSON, CRAIG K	\$2,095.40
VER BECK LAW PROF LLC	\$227.72
(PUBLISHING)	
STAR PUBLISHING	\$745.67
(REPAIRS AND MAINTENANCE)	
BEAR, INC. DBA TODD'S	\$75.47
CANON	\$123.48
CITY OF VERMILLION	\$106.50
FRONTIER PRECISION INC	\$98.00
JERRY'S SERVICE	\$62.59
RS PLUMBING SERVICES	\$188.09
TAGGART, TOM N	\$132.60
TOTAL TILL & SEED INC.	\$2,500.00
TURNER PLUMBING INC	\$83.50
(DATA PROCESSING)	
ERICKSON SOLUTIONS GROUP	\$2,048.75
MICROFILM IMAGING SYSTEM	\$855.00
(YANKTON CLAY EXPENSE)	
STAR PUBLISHING	\$32.83
ULTEIG	\$7,304.93
(SUPPLIES & MATERIALS)	
APPEARA	\$45.36
BARCO MUNICIPAL PRODUCTS	\$369.91
BRUNICK SERVICE, INC.	\$222.00

CANON	\$138.15
CONCRETE MATERIALS	\$48,960.55
DANKO EMERGENCY EQUIP.	\$642.99
DAVIS PHARMACY	\$291.61
GRAHAM TIRE S.F. NORTH	\$274.70
HOLLENBECK, LAUREN	\$104.54
HY-VEE, INC.	\$358.84
I-STATE TRUCK CENTER	\$738.76
INTAB, INC.	\$87.91
JCL SOLUTIONS	\$116.77
JENSEN, SHARRON	\$105.24
JERRY'S SERVICE	\$1,600.21
LOFFLER COMPANIES	\$170.88
ONE OFFICE SOLUTION	\$789.71
QUADIANT LEASING INC	\$108.15
RDO EXCH 80-5800	\$586.46
RUNNINGS SUPPLY INC	\$160.61
STURDEVANT'S AUTO PARTS	\$194.98
TURNER PLUMBING INC	\$9.36
VERMILLION ACE HARDWARE	\$373.11
WALMART COMMUNITY/GECRB	
\$34.51	
YANKTON JANITORIAL SUPPL	\$118.80
(COPIER SUPPLIES)	
CANON	\$161.12
(TRAVEL AND CONFERENCE)	
HOLLENBECK, LAUREN	\$55.00
STATE 4-H OFFICE	\$55.00
(INMATE TRAVEL)	
JERRY'S SERVICE	\$114.08
(UTILITIES)	
BUREAU OF ADMINISTRATION	\$54.25
CITY OF VERMILLION	\$3,781.00
VERIZON WIRELESS HWY TRS	\$53.13
VERIZON WIRELESS SHERIFF	\$320.08
VERIZON WIRELESS TRS	\$175.32
(PAYMENT)	
BLAINE, ANGELE	\$20.00
BRUNICK SERVICE, INC.	\$68.95
CLAY CO CONSERVATION DIS	\$6,250.00
CREDEUR, MINDI	\$46.04
CUTSCHALL, LISA	\$339.20
DRUIN, WADE	\$60.92
FORELL, JULIE	\$50.00
FYOCK, JASON	\$20.00
GASCA, AYL A	\$141.80
HEIDEBRECHT, JEFFREY	\$71.84
HEWITT, MICHELE	\$36.80
JERRY'S SERVICE	\$1,025.00
JORGENSEN, LINDA	\$58.40
LARSEN, ASHLEY	\$48.56
MELSTAD, HALEIGH	\$50.00
MILDA, MARIA	\$41.00
OLSON, ROXANE	\$55.88
SANBORN, RISA	\$20.00
SANFORD HEALTH	\$2,332.00

TIEMEYER, DUSTEN	\$20.00	(BOOKS)	
TRISSEL, CHRISTEN	\$36.80	THOMSON REUTERS - WEST	\$538.34
VERMILLION FEDERAL	\$163.09	(FURNITURE AND MINOR EQUIPMENT)	
WAI, SEBASTIAN	\$50.00	CANON	\$209.96
YOUNG, BRANDON	\$20.00	TAGGART, TOM N	\$255.00
ZIMIGA, CIARA	\$20.00	(AUTOMOTIVE)	
(JDC/SPECIAL EQP.)		QUALITY MOTORS	\$27,995.00
TWO WAY RADIO SOLUTIONS	\$15,564.52		

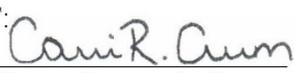
Mockler said 119 Franklin has not been taken care of yet. The buyer has found out there are over \$30,000 in federal liens against the property. The Treasurer's Office has given some information to the buyer.

At 11:27 a.m., Powell moved, seconded by Manning to adjourn. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:


Carri R. Crum, County Auditor

September 1, 2020

The Board of County Commissioners met in a regular session Tuesday, September 1, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Powell moved, seconded by Manning to approve the agenda. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Manning moved, seconded by Hammond to approve minutes of the August 25, 2020 meeting. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

The Board considered a driveway application from Warren Olson/Tom Knutson for driveways 1300 ft. west of 458 Ave. in the N1/2 of the E1/2 of Section 13 and in the S1/2 of the E1/2 of Section 13. Powell moved, seconded by Hammond to approve the application as presented. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Manning asked Polley about the intersection of 470 Ave. & 312 St. He said there is a stop sign on the south side, but no stop sign on the north side. He asked why there is no sign. Polley said he spoke to the engineers about it, and he plans to have Ulteig Engineering review it because he feels it should be an all way stop intersection.

State's Attorney Alexis Tracy briefed the Board on a request from the SD League of Women Voters to place a display on 3rd floor for the anniversary of women's suffrage. Powell moved, seconded by Hammond to allow placement of the display. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Sheriff Andy Howe met with the Board. He reported that the transport van has been purchased and is just awaiting equipment installation. Howe discussed inmate boarding for 2021. He said the temporary facility would house 10 inmates for \$428,000, not including setup, utilities, site preparation, and staffing costs. He compared it to boarding at other jails and transporting inmates with the van. He said he thinks our jail would be better suited in the short term for housing intake and short-term people and moving the rest to other jails. This would cost more than what he requested in the 2021 budget, but it would provide more flexibility than a temporary facility. He discussed boarding inmates in Minnehaha County. Powell and Hammond said the budget should be increased rather than supplemented later. Howe said he agrees it would be wise to project close without going over. He said if he is granted the \$20,000 that he had budgeted for the van purchase, it would give him \$70,000 for inmate boarding. Packard said she thinks that is appropriate. Powell said if Howe anticipates \$150,000, then \$70,000 will not be enough. Howe said the numbers are projections, and they are unknown due to COVID-19.

Welfare Director Drew Gunderson met with the Board to present Welfare Case #CW20-023 for a county burial. Manning moved, seconded by Hammond to table approval of the case until the next meeting to allow time for further investigation by the State's Attorney as to whether the identity has to remain confidential. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed. Gunderson discussed procedures for unclaimed bodies in state law and the county's welfare manual.

Tracy informed the Board of a notification she received that they are beginning sediment and vegetation removal soon at the Lake Thompson outlet per the previous decision.

At 9:39 a.m., Manning moved, seconded by Hammond to enter an Executive Session for legal matters per SDCL 1-25-2. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 10:16 a.m., Hammond moved, seconded by Manning to exit the Executive Session. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 10:17 a.m., Manning moved, seconded by Hammond to adjourn and reconvene Tuesday, September 7, 2020 at 9:00 a.m. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:


Carri R. Crum, County Auditor

September 8, 2020

The Board of County Commissioners met in a regular session Tuesday, September 8, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Powell moved, seconded by Packard to approve the agenda. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Manning moved, seconded by Hammond to approve minutes of the September 1, 2020 meeting. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

The Board considered a Driveway Application from Barry Peterson on 308 St.in the E1/2, NW1/4, 31-94-52. Manning moved, seconded by Packard approve the application. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Polley discussed setting a reserve for the 2012 CAT 140M2AWD at GirardBid.com September 23rd. It has 2,800 hours, which he said is pretty low. Polley said he has seen them go up to \$210,000. The last one the County sold, the Board set the reserve at \$149,000, but it had more hours. Powell said we should be somewhere near what Butler appraised it at. Polley said he recommends nothing less than \$170,000-175,000. Packard suggested \$175,000-185,000. Powell moved, seconded by Hammond to set the reserve at \$175,000. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 9:07 a.m., Manning moved, seconded by Powell to adjourn and convene as Clay County Ditch Board. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Polley said the east end of Clay Creek Ditch cleanout is still not complete. Mike Pollman had said he had it scheduled at the end of August. Polley said he has been unable to reach Pollman. Polley asked if he should contact other contractors, such as 3-D. Powell said he likes the idea of contacting 3-D. They were low bidder on the Yankton-Clay Ditch. It was discussed that Polley should contact the bidders from the Yankton-Clay Ditch project in order from lowest to highest. Manning said it is time to move on as there has been ample time to do it. Powell moved, seconded by Manning to authorize the Highway Superintendent to hire another contractor and to send a letter to Pollman Excavation notifying him that they will be hiring someone else. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 9:13 a.m., Powell.Packard to adjourn and reconvene as Board of Clay County Commissioners. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Polley reported that ASTECH is currently working on the micro-surfacing project, although today's weather is holding them up. He said they are doing a good job, and it is a nice ride when they are done.

Powell asked about 302 St. from Riverside Station across. Polley said the State has almost all the box culverts in, and he heard when they are done they will pave them. Then they will be coming to address 302 St. He is hoping they will fix it in the next month as it is really bad going east. He said he gets about 10 phone calls a day about it. Powell asked if he has spoken to the supervisor about it, and Polley said he has spoken to the engineer. Hammond asked what the plan is over the winter for Highway 46. Polley said it will be open over the winter, and in the spring they will mill it and resurface it.

Hammond asked Polley about an invoice to fix a door leak from C&B John Deere. Polley said it was an invoice for the new tractor to fix where a rock hit the door and broke the window. He said there was also a rear seal leak on the other tractor as well that affected the transmission and rear hydraulics.

Welfare Director Drew Gunderson met with the Board to discuss confidentiality of welfare applicants. State's Attorney Alexis Tracy said the commissioners are entitled to the name for the purposes of ensuring they are a resident of Clay County, and the dilemma is how to pass that information along as the statute says it may not be published in any official records. There is an Attorney General's Opinion that states the list cannot be published. Mockler asked Tracy if the Auditor can e-mail the name to the commissioners since some are meeting via Zoom. Tracy said that may be an easy way to pass that information. Mockler said Union County goes into Executive Session to obtain the name. Hammond asked if they could receive the information via phone call. The Board recessed for Gunderson to make the phone calls. Hammond moved, seconded by Packard to approve Welfare Case #CW20-023. Under discussion, Powell asked if Gunderson had spoken to the funeral homes regarding the rate. Gunderson said the funeral homes expressed that they may not even take a burial case at the County rate of \$1,900. Powell said maybe the County needs to have a conversation with the funeral homes as maybe not everyone wants to be cremated. Packard said maybe there should be a two-tier price. Mockler said the County would have no idea what the person's wishes were. Gunderson said the funeral home holds onto an urn for a while so if a family member would happen to come to claim it they can have it. Powell said maybe it can be put on a future meeting. Hammond said as a public body with no guidance from family it is obligated take the low price. Tracy said SDCL 28-17-1, 28-17-3, 28-17-4, and 28-17-5 discusses what happens with such situations. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Emergency Management Director Layne Stewart met with the Board to discuss the 2021 LEMPG State and Local Agreement that reimburses the County a portion of his salary. Stewart said this year the County will be claiming 9 months of his salary from the CRF funds. Manning moved, seconded by Packard to authorize the Chairman to sign the agreement. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 9:55 a.m., Powell moved, seconded by Hammond to adjourn and convene as Clay County Ditch Board. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Polley said he spoke to Pollman, and he has not completed Clay Creek Ditch because he has not received payment for Lateral 50. It was discussed that the Board had decided to wait to pay for Lateral 50 until Ulteig Engineering had checked elevations. Powell said that decision was not on this agenda. Packard said Ditch Board is on the agenda, although not specifically that item. There was discussion about previous meetings and decisions made for Lateral 50. Auditor Carri Crum read previous minutes regarding whether Ulteig Engineering would be checking elevations. It was decided that the Board will have a special meeting Friday, September 11, 2020 at 9:00 a.m. to approve payment to Pollman Excavation on Lateral 50.

At 10:06 a.m., Powell moved, seconded by Hammond to adjourn and reconvene as Board of Clay County Commissioners. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Packard moved, seconded by Hammond to approve the following claims for payment. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

(DUE TO OTHER GOVERNMENT)		AMERICAN STAMP & MARKING	\$60.17
CLAY CO TREASURER	\$17,802.00	APPEARA	\$44.83
SDACO - M&P FUND PAYMENT	\$400.00	BARCO MUNICIPAL PRODUCTS	\$1,708.90
(LEGAL SERVICES-CT APPT ATT'Y/)		BRUNICK SERVICE, INC.	\$587.25
BARNETT, JOSEPH	\$85.00	BX CIVIL & CONSTRUCTION	\$98,225.75
(PROFESSIONAL SERVICES AND FEES)		C & B OPERATIONS YANKTON	\$11,027.50
HOUSKA, DDS, RANDY	\$983.00	CONCRETE MATERIALS	\$97,831.00
LINCOLN COUNTY TREASURER	\$424.50	COYOTE ENTERPRISE LLC	\$11.99
MINNEHAHA CO. SHERIFF	\$286.49	GRAHAM TIRE S.F. NORTH	\$782.96
QUADIANT LEASING INC	\$89.46	HY-VEE, INC.	\$47.70
SANFORD HEALTH	\$147.96	I-STATE TRUCK CENTER	\$56.17
SATELLITE TRACKING OF	\$152.75	JOHN DEERE FINANCIAL	\$261.08
TERWILLIGER, PHILIP	\$300.00	JOHNSON FEED, INC.	\$253.86
(OTHER PROFESSIONAL SERVICE)		LAWSON PRODUCTS, INC.	\$81.07
SD ATTORNEY GENERAL	\$1,100.00	MCLEOD'S PRINTING & SUPP	\$1,475.00
(LAW OFFICE)		MICROFILM IMAGING SYSTEM	\$155.00
GRANT, NOLAN	\$19.00	NATL.4-H COUNCIL SUPPLY	\$19.65
JOHNSON, KATIE PLLC	\$329.80	NORTH CENTRAL RENTAL &	\$1,363.00
(PUBLISHING)		OFFICE ELEMENTS	\$126.60
BROADCASTER PRESS	\$220.48	ONE OFFICE SOLUTION	\$486.76
(REPAIRS AND MAINTENANCE)		PRESSING MATTERS	\$117.00
BUHLS DRYCLEANERS &	\$267.00	PROCHEM DYNAMICS	\$100.04
C & B OPERATIONS YANKTON	\$11,939.40	QUILL CORPORATION	\$163.15
MIDWEST CARD AND	\$1,100.00	RUNNINGS SUPPLY INC	\$464.74
PRESTO-X COMPANY LLC	\$140.00	SD DEPT OF TRANS	\$50,830.75
QUADIANT LEASING INC	\$536.73	SIGN-UP LTD.	\$46.86
TURNER PLUMBING INC	\$177.98	STURDEVANT'S AUTO PARTS	\$129.74
(DATA PROCESSING/CLAY CREEK/INF)		TURNER PLUMBING INC	\$27.75
MICROFILM IMAGING SYSTEM	\$855.00	UNION COUNTY HWY DEPT	\$3,904.32
SOFTWARE SERVICES, INC.	\$1,080.00	VERMILLION ACE HARDWARE	\$193.76
(SUPPLIES & MATERIALS)		YANKTON JANITORIAL SUPPL	\$118.80
A & B BUSINESS	\$193.25	ZEE MEDICAL SERVICE CO	\$88.60

3-D SPECIALTIES, INC. (COPIER SUPPLIES)	\$482.00	BRUNICK SERVICE, INC.	\$99.95
RELIANCE TELEPHONE (TRAVEL AND CONFERENCE)	\$500.00	HY-VEE, INC.	\$3,496.68
SAFE HARBOR FOUNDATION	\$240.00	JOHNSON FEED, INC.	\$163.73
SDSU EXTENSION SERVICE (INMATE TRAVEL)	\$63.07	VERMILLION ACE HARDWARE	\$73.98
PENNINGTON COUNTY JAIL (UTILITIES)	\$144.22	VERMILLION FEDERAL (JDC/SPECIAL EQP.)	\$87.75
BUREAU OF ADMINISTRATION	\$195.27	VERMILLION FEDERAL	\$10.00
CLAY RURAL WATER SYSTEM	\$64.50	(PROFESSIONAL SERVICES AND FEES)	
CLAY UNION ELECTRIC CORP	\$556.71	NATIONAL SHERIFF'S ASSOC	\$50.00
FISCHER'S DISPOSAL L.L.C	\$55.00	(BUILDINGS AND STRUCTURES)	
MIDAMERICAN ENERGY	\$113.62	GRIFFIN, DOUGLAS E	\$1,030.61
MIDCO BUSINESS	\$360.00	(FURNITURE AND MINOR EQUIPMENT)	
VERMILLION GARBAGE SVC.	\$236.00	MICROFILM IMAGING SYSTEM	\$60.00
WAKONDA TOWN (PAYMENT)	\$62.65	ONE OFFICE SOLUTION	\$173.00
		(MACHINERY AND AUTOMOTIVE EQUIP)	
		SD FED. PROPERTY AGENCY	\$17,000.00
		(AUTOMOTIVE)	
		BRUNICK SERVICE, INC.	\$15.00

At 10:07 a.m., Powell moved, seconded by Packard to adjourn and reconvene Tuesday, September 29, 2020 at 9:00 a.m. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:


Carri R. Crum, County Auditor

September 11, 2020

The Board of County Commissioners met in a special session Friday, September 11, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, and Richard Hammond; Micheal Manning was absent.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Powell moved, seconded by Packard to approve the agenda. Roll Call Vote: Hammond Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 9:04 a.m., Powell moved, seconded by Packard to adjourn and convene as Clay County Ditch Board. Hammond Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Powell moved, seconded by Hammond to pay Pollman Excavation \$32,000 for work completed on Lateral 50. Hammond Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 9:08 a.m., Hammond moved, seconded by Powell to adjourn and reconvene as Board of Clay County Commissioners. Hammond Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 9:08 a.m., Powell moved, seconded by Packard to adjourn and reconvene Tuesday, September 29, 2020 at 9:00 a.m. Roll Call Vote: Hammond Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST: Carri R. Crum
Carri R. Crum, County Auditor

September 29, 2020

The Board of County Commissioners met in a regular session Tuesday, September 29, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, and Richard Hammond; Micheal Manning was absent.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Packard moved, seconded by Hammond to approve the agenda. Roll Call Vote: Hammond Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Powell moved, seconded by Packard to approve minutes of the September 8, 2020 and September 11, 2020 meetings. Roll Call Vote: Hammond Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Damon Alvey, Vermillion School District Superintendent, appeared during Visitors to be Heard. He thanked the Board for past assistance, especially with roads for school buses and the School Resource Officer program. The district is adding an office space in the high school addition for the SRO.

The Board considered a driveway application from Riley Armstrong on Highway 50 and Greenfield Rd. Polley recommended approval. Powell moved, seconded by Hammond to approve the application. Roll Call Vote: Hammond Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

The Board considered two driveway applications from James Hanson at 43.07579, -97.10128, 29763 455 Ave. Polley said he did a good job of putting in the first driveway. Powell moved, seconded by Packard to approve the applications. Roll Call Vote: Hammond Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Polley asked, when someone installs a driveway without permission and wants to argue about the application process, is there any penalty? Or can the county make them dig it out? Mockler said if the county has to make them tear it out, then they have to tear it out. If they will not, then the county should be able to and bill them for it. Packard suggested a penalty. Hammond suggested doubling the fee that is charged for the driveway application, and if it is not to specification, then tear it out and redo it. Powell asked if any have ever had to be removed. Polley said one a few years ago had to be taken out. State's Attorney Alexis Tracy asked if anything needs to be amended in zoning regulations. Polley said he will ask Zoning Administrator Drew Gunderson. Powell said if we have the authority, he likes Hammond's idea. It was decided the matter will be put on the next agenda. Packard said putting a bit of teeth in the future is a good thing. Hammond suggested adding an advertisement to the annual notices that the highway department publishes.

The Board considered fuel quotes. Powell moved, seconded by Hammond to accept the low bid of \$1.90/gallon from Brunick's Service for 10% ethanol blend. Roll Call Vote: Hammond Aye,

Powell Aye, Packard Aye, Mockler Aye. Motion passed. Hammond moved, seconded by Powell to accept the low bid of \$1.46/gallon from Brunick's Service for #2 diesel for the Wakonda shop. Roll Call Vote: Hammond Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed. Powell moved, seconded by Hammond to accept the low bid of \$1.2416/gallon from Jerry's Service for #2 diesel for the Vermillion shop. Roll Call Vote: Hammond Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Polley reported on surplus sale results. The bid for the 2012 CAT 140M2AWD was \$160,000, and Girard's put in \$15,000 of their buyer's fee to make it \$175,000, which was the reserve. It went to Hamlin County. Next time, Polley said, he will contact counties first to avoid auction process if any are interested. The bid for the 2006 Ford truck was \$1,900. The 2006 Sterling with a snow plow sold for \$19,025.

Polley said the Corps of Engineers and Game, Fish, and Parks sent into Denver for approval the Myron Grove Access road project, and tentatively it is scheduled for 2025. It was approved for over \$1 million to pave 454 Ave south of Jepsen's on the curve to be asphalt all the way to the parking lot and to redo the parking lot. There may have been a 10% match from the Norway Township Board. Polley said he will have more details at the next meeting.

Auditor Carri Crum discussed President Trump's Executive Order regarding deferral of the payroll tax for the last few months of the year due to COVID-19. As it would require software programming costs, and the employees would need to pay it back next year, Crum reported she has not heard that any of the other 65 counties will be deferring the payroll tax. She recommended that, because of the additional costs and because county employees have not been laid off due to COVID-19, the county should opt out of the payroll tax deferral. Powell agreed that the Executive Order was designed to help those who may have been out of work during the pandemic, and county employees have been working. Powell moved, seconded by Packard to opt out of the payroll tax deferral. Roll Call Vote: Hammond Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

2021 budget Powell moved, seconded by Packard to adopt the 2021 provisional budget as the annual budget with the addition of \$3,600 to the drug abuse program budget for the annual substance abuse committal contract that was part of the State's Attorney's budget in previous years, and moving \$20,000 from Sheriff – Car Expense to Jail – Out of County Boarding. Roll Call Vote: Hammond Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

October 6, 2020

The Board of County Commissioners met in a regular session Tuesday, October 6, 2020 at 9:00 a.m. Members present: Travis Mockler, Leo Powell, Micheal Manning, and Richard Hammond; Phyllis Packard was absent.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Hammond moved, seconded by Manning to approve the agenda. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Mockler Aye. Motion passed.

Manning moved, seconded by Hammond to approve minutes of the September 29, 2020 meeting. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Mockler Aye. Motion passed.

Auditor Carri Crum appeared under Visitors to be Heard to report that she applied for a privately funded grant for election expenses, and the county was granted approximately \$9,650.

State's Attorney Alexis Tracy appeared under Visitors to be Heard. She said she thought she would go over her budget, but with personnel changes she will not. However, she has had unexpected technology issues that she is working with Erickson Solutions Group to correct. It was the consensus of the Board that she be allowed to make technology purchases as the budget allows.

Auditor Carri Crum also reported to the Board that the State Auditors will be arriving next week to begin the regularly scheduled audit by the Dept. of Legislative Audit.

Weed Supervisor Dennis Ganschow met with the Board to request that he be allowed to purchase a sprayer with leftover funds from this year's budget vs. next year's budget as he will have money left in 2020. It was the consensus of the Board that he be allowed to purchase the sprayer as the budget allows.

Manning asked Ganschow if it is too late to spray Prairie Center Ditch. Ganschow said he will drive over and look at the condition of the trees. If the leaves have started to turn too much, it will not work. Powell asked about the cattails along Lateral 50. Ganschow said he sprayed at the end of July/beginning of August, but he could not get it all due to spoils and crops. He said the plan had been to burn it, but the dry conditions do not allow it now.

Highway Superintendent Rod Polley met with the Board to discuss highway matters. He said he received a complaint that the West Main railroad bridge has an area that is washing. He requested that a representative from the railroad attend the meeting, but no one was present. Polley said it looks like the water comes out of the winery and washes down the road ditch. Polley said he feels it is not the county's issue. The map showed the city limits, and it appeared to the Board that the area is within city limits.

There was discussion about the speed limit change at Hub City. It was decided that the resolution be put on the agenda for the next meeting. Polley also said the rumble strips have been installed there as well. Polley said micro-surfacing areas have had the rumble strips installed as well.

The Board discussed a potential penalty for residents who do not submit driveway applications prior to installing driveways. Polley said he got input from other counties in the district when he revised the application. Mockler asked Tracy if the penalty needs to be established via ordinance. There was discussion about when the county began using driveway applications. It was discussed whether it could be an administrative act. Powell said it may be addressed in the commissioner handbook and asked whether there might be a codified law. Tracy said the commissioner handbook needs to be on hand. It was decided that the matter will be further researched for a future meeting. Powell and Polley discussed access approval by the highway authority when plats are granted. Tracy a fundamental issue is that property is not landlocked. Mockler said if there is not access it does not get approved. Powell cited an area by the highline access properties. Mockler said no one owns that drive, and ownership does not go to the center of the road at that location. Powell said there is a statute giving commissioners authority to set an access point and assess someone to pay for it, using the most cost-effective route, for a landlocked property. Polley said almost 100% of driveway applications are for someone wanting to widen an existing driveway, or if someone plats a portion of the property and wants to install a driveway at the landowner's expense. Hammond said it seems the county needs an ordinance addressing driveway applications. Zoning Administrator Drew Gunderson said county roads and township roads need to be uniform. Polley said he does not want to be in charge of approving driveway applications for township roads.

Polley said the road ditches are filling up with corn stalks, bean leaves, and if conditions are right, he asked if he can burn some road ditches. Powell said Lateral 50 is one of them. Polley said the spraying killed things really good, but fire conditions have not been good. Polley said he will notify the commissioners in advance, but it will take some rain and maybe even a little snow first.

Polley said he received complaints this week from citizens concerned about the political signs in right-of-way. He said he published a notice in the paper because there are multiple signs, not just from one candidate. It is illegal to place political signs in the right-of-way. He said he does not think it is the candidates placing the signs, but others who support the candidates. Powell said the city published a notice as well. Polley said the state published a notice as well. Tracy said the statute is SDCL 32-28-20, and it is a Class 2 Misdemeanor. If a candidate is putting up a sign up in the right-of-way, the property owner can get the fine for it. Polley asked, after the notice is published, does he have the right to pull the signs? Tracy said to hold onto the signs, but she recommended a narrow time frame. Sheriff Howe said he has enforced this situation on a complaint basis in the past. He agreed that the county could remove it but needs to keep the sign, but there is also a county policy prohibiting transporting campaign materials in a county vehicle, so it becomes a tough situation. Polley said he can think of seven sites at this moment that have at least four signs in the right-of-way. Tracy and Howe discussed the county policy as it relates to the sign becoming evidence and enforcing the penalties under statute. Tracy said Polley should reach out to the property owners, and she recommended handling it on a complaint basis.

Powell recommended contacting the candidate directly. The Board agreed that it would be best for Polley to contact the candidate.

Polley said he is considering joining the Wakonda Fire Department again. He said wanted to ask if the Board has any reservations about that. Powell said his previous employer used to give their employees time off with pay if they were called out. Mockler said he feels that it is something the county should encourage. Polley said his newly hired employee serves on the Vermillion Fire Dept., and Polley gave him permission to go help with a recent fire. Emergency Management Director Layne Stewart is also a member of the Wakonda Fire Dept. and encouraged Polley to join. It was the consensus of the Board that there is no problem with Polley joining.

Polley discussed road breakup near the county line. He said the department is taking care of it as best they currently can, but it is scheduled to be done next year. Powell asked if there has been a traffic count. Polley said there are about 63 cars per day, and the SD LTAP recommends gravel for under 150 cars per day.

Zoning Administrator Drew Gunderson met with the Board to report that there will be a joint jurisdiction meeting on October 26th. All residents in that jurisdiction will receive a post card. Powell clarified with Gunderson that it is regarding the joint-jurisdiction comprehensive plan.

Powell discussed inter-office memos and having a channel of communication. He said he does not know where the county is at with the comprehensive plan, for example, or if Stewart is going to plan a meal for Safety Program recognition then all employees should know about it, even the highway department, whose employees do not all have e-mail. Polley said his department was working on asphalt, and it would have cut out 3 hours from the day. However, the brats were brought out to them, just at a different time than the rest.

Tracy updated the Board that she received e-mail communications with photos from the Lake Thompson cleanout. The project has occurred, and she discussed the process for cleaning with the excavator. It was reported that there was no noticeable change in flow. She said she also received a letter from the DENR reminding that Kingsbury County is responsible for a post-project survey. She said it sounds like everyone is doing their job.

Powell moved, seconded by Manning to approve the following claims for payment. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Mockler Aye. Motion passed.

(PAYROLL)		EMERGENCY MGMT	\$4,624.71
COMMISSIONER'S	\$8,649.46	HIGHWAY	\$51,276.29
AUDITOR'S OFFICE	\$11,583.09	COMMUNITY HEALTH NURSE/WIC	
TREASURER'S OFFICE	\$21,564.52		\$3,087.98
STATE ATTORNEY'S OFFICE	\$25,852.34	EXTENSION OFFICE	\$3,705.57
COURTHOUSE		WEED	\$2,387.19
\$3,373.42		PLANNING & ZONING	\$2,267.64
DIRECTOR OF EQUALIZATION		(CASH)	
\$11,479.93		STATE OF SD GAME FISH	\$120.00
REGISTER OF DEEDS	\$7,947.54	(DUE TO OTHER GOVERNMENT)	
VETERAN'S OFFICE	\$1,575.00	CLAY CO TREASURER	\$7,029.50
SHERIFF'S OFFICE	\$41,119.51	SD DEPT OF REV ANDERSON	\$346,243.90
COUNTY JAIL	\$29,263.22	(PAYROLL WITHHOLDING)	

AAA COLLECTIONS	\$593.17
AFLAC	\$657.08
CLAY CO FIT FICA	\$53,078.80
COLONIAL LIFE	\$452.10
CONSECO/WASHINGTON	\$24.45
DIV OF CHILD SUPPORT	\$631.00
NEW YORK LIFE INSURANCE	\$328.57
SD CHILD SUPPORT CENTER	\$891.00
SD RETIREMENT SYSTEM	\$27,361.92
SD SUPPLEMENT RETIREMENT	\$3,550.00
SDRS ROTH 457(B) PLAN	\$785.00
TASC PVR	\$2,459.00
THE STANDARD - DENTAL	\$819.40
THE STANDARD - LIFE INS.	\$397.94
THE STANDARD - SH TRM DI	\$1,077.13
THE STANDARD - VISION	\$180.37
UNITED WAY OF VERMILLION	\$398.00
VERMILLION FEDERAL	\$2,171.00
WELLMARK BLUE CROSS	\$50,849.33
(PROFESSIONAL SERVICES AND FEES)	
ALTERNATIVE HRD LLC	\$103.70
CERTIFIED LANGUAGES INTL	\$59.40
CITY OF VERMILLION	\$84.00
CLAY COUNTY ABSTRACT	\$159.75
COOK-HUBER, KERRI	\$75.00
DEN HERDER LAW OFFICE	\$117.60
HESSE, DAVID	\$95.00
KATTERHAGEN, MARK	\$22.50
LEWNO, LUCILLE M	\$116.50
LOCKWOOD, DARCY	\$22.50
LOFFLER COMPANIES	\$215.07
PARAMOUNT REPORTING	\$181.00
PHARMCHEM, INC.	\$342.60
SANFORD HEALTH	\$228.94
SD DEPT OF HEALTH LAB	\$795.00
SECURITY SHREDDING SVC.	\$105.00
STADEL, BRENDA	\$90.00
ULTEIG	\$5,122.00
YANKTON CO SHERIFF	\$50.00
YANKTON MEDICAL CLINIC P	\$318.23
(OTHER PROFESSIONAL SERVICE)	
DAKOTA REPORTING AGENCY	
\$567.25	
(LAW OFFICE)	
JOHNSON, KATIE PLLC	\$967.26
KENNEDY, PIER LOFTUS &	\$339.15
MINNEHAHA CO. AUDITOR	\$114.00
PETERSON, STUART, KLENTZ	\$8,427.83
(MENTAL HEALTH)	
SD ACHIEVE	\$240.00
SESD ACTIVITY CNTR	\$360.00
(REPAIRS AND MAINTENANCE)	
CANON	\$123.48
CENTURY BUSINESS PRODUCT	\$30.00
COYOTE ENTERPRISE LLC	\$88.97
DRAIN MASTERS, INC.	\$308.00

KAISER REFRIGERATION INC	\$72.00
LOFFLER COMPANIES	\$94.27
LOUIE'S CARPET CLEANING	\$2,227.00
NATURESCAPING DESIGN LLC	\$90.00
OLSON'S PEST TECHNICIANS	\$80.00
SANFORD HEALTH OCCUPATIO	\$78.00
STURDEVANT'S AUTO PARTS	\$20.33
VERMILLION ACE HARDWARE	\$61.33
VERMILLION FEDERAL	\$10.00
(DATA PROCESSING/CLAY CREEK/INF)	
ERICKSON SOLUTIONS GROUP	\$10,983.81
(SUPPLIES & MATERIALS)	
A-OX WELDING SUPPLY CO	\$111.70
BARCO MUNICIPAL PRODUCTS	\$524.44
BOB BARKER CO INC	\$437.25
BROCK WHITE COMPANY	\$433.75
BRUNICK SERVICE, INC.	\$74.00
BUTLER MACHINERY CO.	\$2,428.74
CANON	\$138.15
CLAY CO TREASURER	\$101.00
CONCRETE MATERIALS	\$53,422.75
CORPORATE WAREHOUSE	\$979.75
CRUM, CARRI R	\$200.51
DAKOTA PC WAREHOUSE	\$39.99
DATASPEC, L.L.C.	\$898.00
ELECTION SYSTEMS AND	\$2,325.32
HOLLENBECK, LAUREN	\$6.48
JCL SOLUTIONS	\$543.83
KAISER REFRIGERATION INC	\$28.94
LAWSON PRODUCTS, INC.	\$135.16
LOFFLER COMPANIES	\$174.62
OFFICE ELEMENTS	\$137.36
ONE OFFICE SOLUTION	\$45.66
PETERBILT OF SIOUX FALLS	\$67.92
POLLEY, RODNEY	\$17.89
PRESSING MATTERS	\$298.00
PRINT SOURCE	\$145.00
PROCHEM DYNAMICS	\$254.62
QUILL CORPORATION	\$285.98
RDO EXCH 80-5800	\$3,120.53
RUNNINGS SUPPLY INC	\$59.97
SD DEPT OF TRANS	\$3,653.17
STYLES, DAVID	\$42.54
VERMILLION ACE HARDWARE	\$416.22
VERMILLION FEDERAL	\$1,576.83
WHEELCO BRAKE AND SUPPLY	\$23.84
(COPIER SUPPLIES)	
LOFFLER COMPANIES	\$165.91
(TRAVEL AND CONFERENCE)	
BEST WESTERN OF HURON	\$280.00
HOLLENBECK, LAUREN	\$92.60
SDACC OFFICE	\$225.00
(UTILITIES)	
BUREAU OF ADMINISTRATION	\$29.25
CENTURYLINK	\$521.90
CENTURYLINK EMG	\$13.78

CITY OF VERMILLION	\$3,619.54	JONES, SHARON	\$50.00
MIDCO BUSINESS	\$75.00	JORGENSEN, LINDA	\$58.40
VERIZON WIRELESS EMG	\$40.01	MELSTAD, HALEIGH	\$50.00
VERIZON WIRELESS HWY TRS	\$95.36	OLSON, ROXANE	\$5.88
VERIZON WIRELESS SHERIFF	\$320.08	THE SOAP GUYS	\$72.00
VERIZON WIRELESS ST ATTN	\$150.35	VERMILLION SCHOOL 13-1	\$50.00
VERIZON WIRELESS TRS	\$46.74	WAI, SEBASTIAN	\$50.00
(PAYMENT)		(JDC/SPECIAL EQP.)	
BRUNICK SERVICE, INC.	\$143.95	MINNEHAHA COUNTY JDC	\$10,674.56
DRUIN, WADE	\$60.92	(FURNITURE AND MINOR EQUIPMENT)	
FAST AUTO GLASS, INC.	\$60.00	CANON	\$209.96
FORELL, JULIE	\$50.00	ULTRA BRIGHT LIGHTZ	\$34.17
HANSEN FUNERAL HOME, INC	\$1,900.00	VERMILLION FEDERAL	\$114.47
HEIDEBRECHT, JEFFREY	\$71.84	WALMART COMMUNITY/GECRB	
HY-VEE, INC.	\$4,172.72		\$47.70
JENSEN, CAROLYN	\$52.52		

The Sheriff's Office, Register of Deeds Office, Vermillion Public Library Board monthly reports and the following Auditor's Account with the County Treasurer report were accepted and placed on file.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

To the Honorable Board of County Commissioners of Clay County
items in the hands of the County Treasurer as of September 30, 2020.

I hereby submit the following report of my examination of the cash:

Total amount of deposits in banks	5,872,313.73
Amount of actual cash	2,504.47
Total amount of checks and drafts in Treasurer's Possession not exceeding three days	38,681.53
Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days:	2,037.69
Checks returned and not deposited	
Cash Items	700.00
Investments	151,000.00
Cash Variation	0.00
Total	

Dated this 1st day of
October, 2020.

6,067,237.42

Carri R. Crum, County Auditor

At 10:05 a.m., Hammond moved, seconded by Manning to enter an Executive Session for legal matters per SDCL 1-25-2. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Mockler Aye. Motion passed.

At 10:35 a.m., Manning moved, seconded by Hammond to exit an Executive Session. Roll Call Vote: Hammond Aye, Manning Aye, Powell Nay, Mockler Aye. Motion passed.

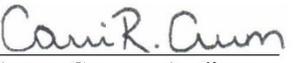
It was decided that Joint Jurisdiction discussion should be put on the agenda for the next meeting.

At 10:37 a.m., Hammond moved, seconded by Manning to adjourn, tour the 4-H Grounds, and reconvene Tuesday, October 13, 2020 at 9:00 a.m. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Mockler Aye. Motion passed.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:


Carri R. Crum, County Auditor

October 13, 2020

The Board of County Commissioners met in a regular session Tuesday, October 13, 2020 at 9:00 a.m. Members present: Travis Mockler, Leo Powell, Phyllis Packard, Micheal Manning, and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Manning moved, seconded by Powell to approve the agenda. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Powell moved, seconded by Manning to approve minutes of the October 6, 2020 meeting. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Rod Polley appeared during Visitors to be Heard on behalf of Star Township regarding replacement of culverts. The Township requested funding assistance from the County. It was discussed that the matter be put on the next agenda.

Polley said SECOG visited him last week regarding his plans because they are helping the City of Vermillion with its comprehensive plan. The Board reviewed maps with Polley regarding oil and gravel roads and traffic counts. They discussed traffic counts for East Main and Fairview Ave. Polley said he is working on a 5-year plan for bridge deck repairs. He also discussed 457 Ave going north out of Meckling. He discussed engineering services and assistance from SD LTAP. Polley said the Yankton County Highway Superintendent has agreed to partner in doing a light mill and a 2 ½ inch lift on the county line by Irene in approximately 2022. He also plans to try to finish the 5-year micro-surfacing project in 3 years if oil prices stay low. Polley asked the Board if he should proceed with Fairview Ave. Powell said there is a lot of traffic going into Vermillion from Burbank, and Fairview is one of the worst roads with a lot of washboard. Polley asked Sheriff Andy Howe if there have been a lot of accidents on Fairview. Howe said he does not have the data ready, but there have not been a lot of accidents in recent years, although over his history there have been. Howe said there have likely been a lot a lot of close calls. Powell and Polley discussed utilities in the right-of-way. Manning discussed the cost of oil vs. gravel on the county line near O'Connor's, and he feels that the area is getting short-changed as there is so much gravel in that area. Polley discussed box culverts and an area near Dreesen's that is very narrow for big equipment. He would like to widen it, but he would need engineering services to determine if it is possible, or if right-of-way would need to be purchased. Mockler asked, if there is a driveway with a culvert under it off of a county road, whose responsibility is it to clean it? Polley said he usually looks to see what the debris is. If it is field debris, they usually have the landowner do it. If it is something that needs to be jetted out, they do have the jetter truck. Mockler said that in 2018 with all the flooding, Greenfield Rd. was the only road that stayed open, and it got torn up south of the "s" curve. Polley discussed plans for road breakups next year. He said they are also repairing a couple culverts south of Prairie Center near Shefl's. Manning said what they have done has helped. Polley said he gets a lot of calls for Timber Rd. west of the Highway Shop, and it will be very expensive. There were 74 cars and 104 cars on the

last two car counts. He said he can put together a preliminary estimate with some numbers. Discussion turned back to the mile near the county line near O'Connor's, and Polley said if the county does asphalt, there will need to be right-of-way purchased.

Powell asked about Jetley Park, and Polley said it was let out for bids on Friday. It was approximately \$25,000, and it will take until the 19th to get a culvert. He expects it will be done before the end of the month. The contractor will start at Meckling Oil west to the ditch. Polley said there are still crops next to the Yankton-Clay Ditch, and the contractor wants to move in one time and go until it's done, so he is waiting for crops to be out of the fields. Powell asked about Clay Creek Ditch, and Mockler said Munger's crops are not out yet.

Sheriff Howe came back with crash data since 2008. One crash happened in 2013 with minor injuries and one in 2012 with no injuries reported. He said he remembers more over the course of his career. Packard said 40 years ago there were 4 crashes within a year-and-a-half when she lived near there. Hammond said in recent years the road condition has become worse, so maybe people are avoiding it.

Polley said the State has lots of requirements for the Bridge Improvement Grant program, but the counties with more money to submit are the ones who get the State funding.

The Board discussed a resolution to lower the Hub City speed limit. Manning moved, seconded by Powell table the topic until the next meeting in order to allow Polley time to get measurements for the speed zone. It was discussed whether to make the speed limit 25 going east & west as well as north & south. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Mockler said Brendyn Richards wants to take 2 trees down, but the only way is to drop them over the road. Polley said they can close the road for a short time as long as the contractors give him a copy of their insurance.

At 10:01 a.m., Manning moved, seconded by Hammond to adjourn and convene as Clay County Ditch Board. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Powell moved, seconded by Packard to pay an invoice from Ulteig Engineering for \$86.00 regarding professional services on the Yankton-Clay Ditch.

At 10:04 a.m., Powell moved, seconded by Manning to adjourn and reconvene as Board of Clay County Commissioners. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Emergency Management Director Layne Stewart met with the Board to present the SLA Quarterly Activity Report. Powell moved, seconded by Packard to authorize the Chairman to sign the report. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Stewart said he is checking to see if he can get some grant reimbursement for equipping the Emergency Management truck.

Stewart updated the Board that the Point of Dispensing Committee is helping with state employee flu vaccine clinics at the Dakota Dome as practice for helping with COVID-19 vaccine clinics in the future.

Mockler asked if the generator would fit in the Courthouse garage over the winter. Stewart said it would fit, but the issue is the electrical service. Powell said he would look after the meeting. Hammond said it depends how cold it gets. Stewart said it is a little temperamental as well, and sometimes it has to be started with ether. Mockler suggested that Stewart take it to be fixed. It was the consensus of the Board that he incur the cost to get it fixed.

Powell moved, seconded by Manning to approve the following claims for payment. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

(DUE TO OTHER GOVERNMENT)			
BERESFORD SCHL DIST 61-2	\$13,899.57	WAKONDA RURAL FIRE	\$393.38
BETHEL TOWNSHIP	\$2,145.11	(PROFESSIONAL SERVICES AND FEES)	
CENTERVILLE SCH DIST 60-	\$7,954.71	FEDEX	\$36.89
CITY OF VERMILLION	\$64,724.40	LEWNO, LUCILLE M	\$206.50
CLAY CO TREASURER	\$7,029.50	LOCKWOOD, DARCY	\$18.00
FAIRVIEW TOWNSHIP	\$4,000.40	PARAMOUNT REPORTING	\$181.00
GARFIELD TOWNSHIP	\$4,531.40	PRESTO-X COMPANY LLC	\$82.00
GAYVILLE/VOLIN SCHL DIST	\$713.21	SD DEPT OF HEALTH LAB	\$1,825.00
GLENWOOD TOWNSHIP	\$2,903.46	SD DEPT OF LABOR & REG	\$25.00
IRENE CITY	\$3,063.98	TERWILLIGER, PHILIP	\$300.00
IRENE/WAKONDA SCHL 13-3	\$19,121.90	VERMILLION FEDERAL	\$57.40
MECKLING TOWNSHIP	\$2,775.91	(OTHER PROFESSIONAL SERVICE)	
NORWAY TOWNSHIP	\$2,900.60	CITY OF VERMILLION	\$84,337.18
PLEASANT VALLEY TWP.	\$2,547.11	SCHAEFER, DEAN	\$81.00
PRAIRIE CENTER TWP.	\$3,491.26	SD ATTORNEY GENERAL	\$1,420.00
RIVERSIDE TOWNSHIP	\$2,956.54	(LAW OFFICE)	
SD DEPT OF REV ANDERSON	\$263,074.75	BOYS & GIRLS CLUB, INC.	\$1,750.00
SDACC OFFICE	\$420.00	BREVIK LAW OFFICE LLC	\$209.15
SEILERS SECOND ROAD DIST	\$146.38	JOHNSON, KATIE PLLC	\$523.80
SPIRIT MOUND TOWNSHIP	\$3,107.75	(MENTAL HEALTH)	
STAR TOWNSHIP	\$2,983.00	SESD ACTIVITY CNTR	\$360.00
TLC WATER PROJECT DIST.	\$108.66	(PUBLISHING)	
VERMILLION BASIN WATER	\$641.66	BROADCASTER PRESS	\$1,071.05
VERMILLION SCHL DIST 13-	\$146,029.03	(REPAIRS AND MAINTENANCE)	
VERMILLION TOWNSHIP	\$1,043.99	BUHLS DRYCLEANERS &	\$24.00
VIBORG/HURLEY SCHL 60-6	\$547.65	C & B OPERATIONS YANKTON	\$455.95
WAKONDA TOWN	\$2,553.66	PRESTO-X COMPANY LLC	\$62.00
(FIRE PREMIUMS)		VERMILLION FEDERAL	\$10.00
BERESFORD RURAL FIRE	\$666.70	(DATA PROCESSING/CLAY CREEK/INF)	
CENTERVILLE RURAL FIRE	\$371.91	MICROFILM IMAGING SYSTEM	\$855.00
GAYVILLE RURAL FIRE ASSO	\$218.07	(SUPPLIES & MATERIALS)	
IRENE RURAL FIRE ASSOC	\$52.84	A & B BUSINESS	\$193.77
VERM. RURAL FIRE ASSOC.	\$1,748.18	A-OX WELDING SUPPLY CO	\$210.34
VOLIN RURAL FIRE ASSOC.	\$16.37	AMERICAN STAMP & MARKING	\$172.34
		APPEARA	\$45.66

BROCK WHITE COMPANY	\$1,532.98
BRUNICK SERVICE, INC.	\$5,427.96
BUHLS DRYCLEANERS &	\$141.50
C & B OPERATIONS YANKTON	\$1,027.43
CONCRETE MATERIALS	\$78,140.72
D-P TOOLS, INC.	\$124.39
DATASPEC, L.L.C.	\$898.00
DOUGHERTY HOSPICE HOUSE	\$75.00
I-STATE TRUCK CENTER	\$664.56
JCL SOLUTIONS	\$140.70
JERRY'S SERVICE	\$9,312.00
MICROFILM IMAGING SYSTEM	\$155.00
MIDWEST READY MIX	\$100.00
ORR FARM SUPPLY	\$779.05
PROCHEM DYNAMICS	\$791.63
QUALIFIED PRESORT SVC IN	\$321.14
RUNNINGS SUPPLY INC	\$454.53
SD DEPT OF TRANS	\$35,895.78
SIGN-UP LTD.	\$35.33
STAN HOUSTON	\$149.99
STURDEVANT'S AUTO PARTS	\$1,899.12
TWO WAY RADIO SOLUTIONS	\$65.96
VERMILLION ACE HARDWARE	\$79.88
VERMILLION FEDERAL	\$3,397.83
(COPIER SUPPLIES)	
VERMILLION FEDERAL	\$69.98
(TRAVEL AND CONFERENCE)	
SDSU EXTENSION SERVICE	\$68.33
(UTILITIES)	
BUREAU OF ADMINISTRATION	\$62.18
CENTURYLINK	\$521.90
CENTURYLINK EMG	\$13.78
CLAY RURAL WATER SYSTEM	\$64.50
CLAY UNION ELECTRIC CORP	\$556.50
FISCHER'S DISPOSAL L.L.C	\$55.00
MIDAMERICAN ENERGY	\$124.28
MIDCO BUSINESS	\$75.00

VERIZON WIRELESS TRS	\$42.84
VERMILLION GARBAGE SVC.	\$60.00
WAKONDA TOWN	\$62.65
(PAYMENT)	
AUSTIN-WHITTEMORE HOUSE	\$625.00
BIRGEN, GREG	\$20.00
BROWN, LYNN	\$20.00
CLAY CO AGR FAIR ASSOC	\$4,125.00
CLAY CO CONSERVATION DIS	\$6,250.00
CROWE, JEREMY	\$20.00
DAKOTA SENIOR MEALS	\$970.50
DOMESTIC VIOLENCE	\$326.50
DOUVILLE, DORA	\$20.00
FROKE, LEVI	\$30.50
JONES, MICHELLE	\$20.00
LEWIS & CLARK BEHAVIORAL	\$5,441.75
MARSHALL, ZAHAI	\$20.00
NATIONAL MUSIC MUSEUM	\$1,250.00
NOWELL, MYRANDA	\$20.00
OLSON, ROXANE	\$50.00
PETERSON, SERENITY	\$20.00
SD DEPT OF REV ANDERSON	\$1,602.64
SDACC OFFICE	\$5,696.00
SITTING CROW, EMMA	\$20.00
VERMILLION FEDERAL	\$69.09
WATERS, JOEL	\$20.00
(JDC/SPECIAL EQP.)	
VERMILLION NOW!	\$20,000.00
(FURNITURE AND MINOR EQUIPMENT)	
COYOTE ENTERPRISE LLC	\$39.98
MICROFILM IMAGING SYSTEM	\$60.00
VERMILLION FEDERAL	\$347.13
WALMART COMMUNITY/GECRB	\$47.70
(MACHINERY AND AUTOMOTIVE EQUIP)	
VERMILLION FORD	\$32,092.00

The Board discussed the joint jurisdiction area. Manning discussed rezoning on East Main St. and asked how big the sign has to be. He said a person has to stop, get out of the vehicle, and go read the sign. He said it's difficult to notice, and maybe it should say "Public Notice" across the top. Manning asked for clarification whether the meeting on October 26th will be at City Hall or via Zoom. Packard asked if there had been any change since the last discussion. Mockler said they are moving ahead with the current area, but they are still discussing the 60 acres and where it will come from, although the City claims 240 acres. Powell said they annexed their own property, and there was no growth in tax base. Mockler said he does not consider the airport as growth. Powell said they should be able to expand north and west if those are the areas they have grown. State's Attorney Tracy reviewed statutes for joint jurisdiction, and the county's position is that it should be expanded out in the same general direction. She said the airport is going to be part of the discussion. Mockler said the planning commissions are still in discussions, and there is a long way to go to get to a compromise. Powell said it is also the landowner's decision as to whether their property will be annexed in. Mockler said the city wants to go all the way to the county line on Highway 50, and they cannot force the annexation. The landowner has to petition

to be annexed. Mockler said there are things to be discussed regarding zoning, and in the 2035 map, the area to the east of town is to be residential. Hammond said he understands that there is no comprehensive drainage plan in order for this area to the east to become residential. Mockler said from what he can tell the planning commission is on the same page as the commissioners. Tracy said the City's comprehensive plan is not what governs the joint jurisdiction. The old plan stays in place until new plans are adopted and also new maps going forward. Powell said the land could be used for commercial and industrial easily, and it could not be easily used for residential. He said the County needs growth, too, to fund future projects.

At 10:28 a.m., Powell moved, seconded by Manning to enter an Executive Session for personnel matters per SDCL 1-25-2. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 10:33 a.m., Powell moved, seconded by Manning to exit the Executive Session. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 10:33 a.m., Powell moved, seconded by Manning to adjourn, tour the 4-H Grounds, and reconvene Tuesday, October 27, 2020 at 9:00 a.m. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:


Carri R. Crum, County Auditor

October 27, 2020

The Board of County Commissioners met in a regular session Tuesday, October 27, 2020 at 9:00 a.m. Members present: Travis Mockler, Leo Powell, Phyllis Packard, Micheal Manning, and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Manning moved, seconded by Packard to approve the agenda. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Hammond moved, seconded by Manning to approve minutes of the October 13, 2020 meeting. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Highway Superintendent Rod Polley met with the Board to discuss highway matters. Ron Peterson, Adam Nelson, and Wes Stockland were present on behalf of the Star Township Board. Peterson said they have an old WPA culvert that has deteriorated to the point that the floor is gone, walls are undermined, and the wings are falling away. He said it moves ¼" inch every time a semi drives over it. The township board requested the county's assistance with the cost of replacement. They obtained a quote from Pollman Excavation for \$8,288.42 for installation work. If the township purchases twin 60" culverts from the county, the cost for the culverts will be \$8,666. Peterson said there are 105 culverts in Star Township and 35 need work. Polley said this culvert is in tough shape. Peterson said there is a lot of farm to market traffic on this road.

Manning discussed roads in this area and said there is no other route. Manning and Mockler agreed that the county should purchase the culverts. Hammond Peterson discussed the size differences between the current and replacement culverts. Polley said increasing the size should not be an issue in this area, and they will not need to use bands on the culverts. He said the county has to order the culverts as they do not have them in stock. Powell moved, seconded by Packard that the county purchase the twin 60" culverts. Under discussion, Manning verified that the highway department has money in the budget for the purchase. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Peterson said there is a wood bridge on 457 Ave. that has 100% rot on one piling and others are rotted at the water line. He said the limit is posted at 3 tons. Nelson and Trudeau farm the area, and Nelson said it is tough to get grain through on a 3-ton bridge. He said they may be back in the future to request help for that bridge. Polley said he got a cost estimate for that bridge 10 years ago, and he is not sure she still has it. Powell asked if it has been bad that long. Polley said he got the cost estimate to show what it would cost because he did not want to replace it at that time. Johnson Engineering recommended it be limited to 3 tons. Peterson said it will be expensive. Mockler said it will be cheaper for the township than it would have been for the county because the county is required to replace it, but the township can use culverts instead. Stockland said it is a tough road to travel with a combine. Peterson asked for a meeting with Polley on site sometime when the weather is decent.a

At 9:18 a.m., Manning moved, seconded by Hammond to adjourn and convene as Clay County Ditch Board. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

It was determined that the invoices from Ulteig Engineering and the Jetley Park culvert topic did not require being convened as the ditch board.

At 9:19 a.m., Packard moved, seconded by Hammond to adjourn and reconvene as Board of Clay County Commissioners. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Manning said the county needs to be cautious about helping all the townships so that the county doesn't spread itself too thin, or to avoid helping one township too much to the point that the county cannot afford to help the others when needed. Polley said when the county fixes one it could lead to another. Powell said the project is cost-shared now, but the county would have paid 100% before handing over the maintenance to the township boards. Mockler and Polley discussed roads in the area. Mockler said it would be cheaper to gravel the road to the east than to replace the bridge.

The Board considered a change order to lower the cost of the micro-surfacing project as materials were a lower cost than anticipated. The change order is for the as-built cost. Powell verified with Brad Stangohr with Ulteig Engineering that the county did not lose quality in the project. Powell then moved, seconded by Packard, to approve the change order and authorize the Chairman to sign it. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Stangohr discussed the culvert on Jetley Park that will drop into Lateral 50. He said there are two culverts that will be replaced with one. Powell and Stangohr discussed the cost of the project at \$25,573.32. Packard moved, seconded by Powell to approve the agreement and authorize the Chairman to sign it. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed. Polley said the project should be underway by the end of the week.

Bob Fuller, Chairman of the Courthouse, Jail, and Law Enforcement Facility Planning Committee, met with the Board to discuss the development of a survey by the Government Research Bureau at USD. The draft is ready, and Fuller asked for \$2,000 to print and mail the survey. The GRB intends to mail the survey to everyone in Clay County, but he is unsure if the list will come from the Assessor's records, or from the voter registration records. The survey will come with a QR code for a person to scan for access to the survey. Powell asked how a person will turn in a response. Fuller said each QR code will be different so that a person can only take the survey once. Packard asked if there is a different option than online, and Powell said he heard negative comments from people regarding the online census this time. Powell moved to authorize \$2,000 for the survey once the response type has been sorted out. Hammond seconded the motion. Under discussion, Hammond asked if the survey is multi-questions. Fuller reviewed the types of questions that will be asked as well as the potential for an open-ended question regarding future use of the Courthouse. Mockler asked if there should be information meetings

first. Auditor Carri Crum discussed questions on the draft survey regarding cost and said she found during the 2020 Primary Election that people who wanted an absentee ballot quickly figured out how to best use technology to obtain it. Manning agreed that there should be meetings first. Powell withdrew the motion.

State’s Attorney Alexis Tracy suggested that liability regarding the current jail be added to the survey and asked if the GRB has the cost estimates. Powell said people do not show up at public meetings and cited the previous night’s planning and zoning meeting as an example. Powell said unless people are fired up they will not come. Hammond said the group needs to find its populous and see if they are in the same direction, so the survey may help that. Powell moved to authorize \$2,000 for the survey, seconded by Packard. Under discussion, Powell said a survey would be better than a random sample. Packard asked if there is a paragraph or two to explain the survey. Fuller said he will try to get the Plain Talk to publish a story prior to the survey, and there might also be a cover letter. Hammond suggested that cost questions be open-ended. Manning and Fuller discussed a potential return rate for the survey. Hammond asked that the GRB give a one-page synopsis of the situation with the survey. Manning suggested including publishing in the Broadcaster. Fuller said he wanted the committee to give input on the survey questions before presenting it to the commissioners. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Manning moved, seconded by Hammond to approve the following claims for payment. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

(DUE TO OTHER GOVERNMENT)		LINCOLN COUNTY TREASURER	\$345.00
CLAY CO TREASURER	\$19,462.00	LOCKWOOD, DARCY	\$42.00
STATE OF SD GAME FISH	\$101.00	NETSYS PLUS, INC.	\$197.00
(PAYROLL WITHHOLDING)		PHARMCHEM, INC.	\$228.40
AAA COLLECTIONS	\$593.17	PRESSING MATTERS	\$10.00
AFLAC	\$657.08	PRESTO-X COMPANY LLC	\$82.00
CLAY CO FIT FICA	\$53,759.09	SANFORD HEALTH	\$757.58
COLONIAL LIFE	\$425.72	SATELLITE TRACKING OF	\$185.25
CONSECO/WASHINGTON	\$24.45	SD ACHIEVE	\$240.00
DIV OF CHILD SUPPORT	\$631.00	VERIZON WIRELESS ST ATTN	\$150.75
NEW YORK LIFE INSURANCE	\$328.57	YANKTON CO SHERIFF	\$200.00
SD CHILD SUPPORT CENTER	\$891.00	YANKTON CO TREASURER	\$278.95
SD RETIREMENT SYSTEM	\$27,583.62	YANKTON MEDICAL CLINIC P	\$144.26
SD SUPPLEMENT RETIREMENT	\$3,550.00	(LAW OFFICE)	
SDRS ROTH 457(B) PLAN	\$785.00	JOHNSON, KATIE PLLC	\$213.40
TASC PVR	\$2,459.00	MCCULLOCH, JAMES E	\$1,475.25
THE STANDARD - DENTAL	\$819.40	OXNER LAW OFFICE LLC	\$1,262.60
THE STANDARD - LIFE INS.	\$397.74	PETERSON, STUART, KLENTZ	\$8,427.83
THE STANDARD - SH TRM DI	\$1,077.13	THOMPSON, CRAIG K	\$709.30
THE STANDARD - VISION	\$180.37	(MENTAL HEALTH)	
UNITED WAY OF VERMILLION	\$398.00	DAKOTABILITIES	\$720.00
VERMILLION FEDERAL	\$2,171.00	LEWIS & CLARK BEHAVIORAL	\$552.00
WELLMARK BLUE CROSS	\$50,849.33	(PUBLISHING)	
(PROFESSIONAL SERVICES AND FEES)		BROADCASTER PRESS	\$18.19
ERICKSON SOLUTIONS GROUP	\$1,064.25	PRESSING MATTERS	\$173.00
HOUSKA, DDS, RANDY	\$854.00	STAR PUBLISHING	\$213.66
KATTERHAGEN, MARK	\$60.00	(REPAIRS AND MAINTENANCE)	
LEWNO, LUCILLE M	\$509.50	BRUNICK SERVICE, INC.	\$653.22

CANON	\$123.48	CENTURYLINK EMG	\$13.78
CENTURY BUSINESS PRODUCT	\$30.00	CITY OF VERMILLION	\$2,671.88
JOHNSEN HEATING & COOLIN	\$443.40	VERIZON WIRELESS EMG	\$40.01
JUSTEN'S PORTABLE	\$200.00	VERIZON WIRELESS SHERIFF	\$320.08
PRESTO-X COMPANY LLC	\$62.00	VERMILLION GARBAGE SVC.	\$176.00
TURNER PLUMBING INC	\$196.60	(PAYMENT)	
VERMILLION ACE HARDWARE	\$2.56	BRUNICK SERVICE, INC.	\$1,912.37
(DATA PROCESSING/CLAY CREEK/INF)		DAVIS, SYDNEY	\$63.44
ERICKSON SOLUTIONS GROUP	\$2,295.25	DRUIN, WADE	\$60.92
SOFTWARE SERVICES, INC.	\$500.00	DURHAM, PAIGE	\$20.00
(SUPPLIES & MATERIALS)		FORELL, JULIE	\$50.00
BLUE TARP FINANCIAL, INC	\$667.98	HEIDEBRECHT, JEFFREY	\$71.84
BOB BARKER CO INC	\$122.72	HY-VEE, INC.	\$4,023.31
BRUNICK SERVICE, INC.	\$92.00	JENSEN, CAROLYN	\$52.52
BUTLER MACHINERY CO.	\$1,955.36	JONES, SHARON	\$50.00
CANON	\$138.15	MELSTAD, HALEIGH	\$50.00
CONCRETE MATERIALS	\$25,400.48	OLSON, ROXANE	\$55.88
CORTRUST BANK	\$4.00	SALVATION ARMY	\$437.50
COYOTE ENTERPRISE LLC	\$25.98	SANFORD HEALTH	\$2,332.00
GRAHAM TIRE S.F. NORTH	\$2,850.00	TWO WAY RADIO SOLUTIONS	\$2,721.17
HY-VEE, INC.	\$65.00	VERMILLION AREA ARTS CNC	\$1,250.00
ONE OFFICE SOLUTION	\$524.09	VERMILLION FOOD PANTRY	\$1,875.00
PROCHEM DYNAMICS	\$161.45	VERMILLION PUBLIC LIBRAR	\$1,000.00
QUALIFIED PRESORT SVC IN	\$1,363.39	VERMILLION SENIOR CENTER	\$5,000.00
QUILL CORPORATION	\$175.84	WADE, ANGELINA	\$101.48
RUNNINGS SUPPLY INC	\$9.49	WAI, SEBASTIAN	\$50.00
SIGN-UP LTD.	\$23.83	WAKONDA PUBLIC LIBRARY	\$625.00
STAR PUBLISHING	\$28.30	WAL-MART	\$50.77
SWEETWATER	\$1,747.51	WH OVER MUSEUM,	\$1,875.00
VERMILLION ACE HARDWARE	\$79.65	(FURNITURE AND MINOR EQUIPMENT)	
(INMATE TRAVEL)		CANON	\$209.96
BRUNICK SERVICE, INC.	\$186.20	PROCHEM DYNAMICS	\$66.10
PENNINGTON COUNTY JAIL	\$389.07	TURKEY RIDGE HUBCAP STOR	\$1,072.30
(UTILITIES)		TWO WAY RADIO SOLUTIONS	\$178.37
BUREAU OF ADMINISTRATION	\$29.25	VERMILLION ACE HARDWARE	\$17.98
CENTURYLINK	\$563.17		

Tracy, Emergency Management Director Layne Stewart, Sheriff Andy Howe, and Crum had a lengthy discussion with the Board regarding drafting new grant policies.

The Board reviewed a grant agreement with Center for Tech and Civic Life for \$9,647.50. Packard moved, seconded by Manning to authorize the Chairman to sign the grant agreement. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Powell moved, seconded by Hammond to reschedule the next meeting for November 5, 2020 at 9:00 a.m. in order to canvass the election. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

The Board discussed that the joint jurisdiction rezoning application on East Main was denied at the prior night's planning and zoning meeting. The county denied the application, and the city tabled it due to difficulty hearing the meeting. Mockler said water drainage is an issue. Mockler

and Powell discussed difficulty hearing the meeting. Mockler said the city will need to invest in infrastructure to solve drainage problems. He said the city wants Max Andersen's area to be residential, but it is a drainage problem. Polley said East Main water comes back towards Vermillion. Powell said he is glad the planning commission took the action they did. Stewart discussed retention ponds in Sioux Falls to solve such problems and said it may work well in that area.

At 10:37 a.m., Manning moved, seconded by Paclard to adjourn and reconvene Thursday, November 5, 2020 at 9:00 a.m. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST: 

Carri R. Crum, County Auditor

November 5, 2020

The Board of County Commissioners met in a regular session Tuesday, November 5, 2020 at 9:00 a.m. Members present: Travis Mockler, Leo Powell, Phyllis Packard, Micheal Manning, and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Manning moved, seconded by Packard to approve the agenda with the addition of a Right-of-Way Application from Clay-Union Electric. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

Powell moved, seconded by Hammond to approve the minutes of the October 27, 2020 meeting. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

State's Attorney Alexis Tracy appeared under Visitors to be Heard to update the Board that the County has received a check in the amount of \$2,661.72 to offset the cost of the juvenile diversion program, which is more than last year's grant. She also updated the Board that she is currently working on a 1st degree murder case that will be very expensive for the County. She hopes that the County can recoup some of the cost through the Catastrophic Legal Expense Relief Program that the County belongs to.

The Board conducted a canvass of the 2020 General Election results. Manning moved, seconded by Hammond to approve the canvass. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

Highway Superintendent Rod Polley met with the Board. He reported he would like to wait until the next meeting to have the Board consider the Right-of-Way Application from Clay-Union Electric.

At 9:37 a.m., Manning moved, seconded by Hammond to adjourn and convene as Clay County Ditch Board. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

Polley discussed the contract with 3-D Digging for the Yankton-Clay Ditch project. He said he thought the completion date was November 1, but there was a change order on August 25th for a monetary change and also a completion date change to April 15, 2021. Powell said he does not remember seeing a change of the completion date. Polley said 3-D Digging says they will be setting up at the end of November, but Polley is concerned it will not get done if it snows, and maybe not until the crops come out next year if they try to start work in the spring and farmers get their crops planted first. Brad Stangoehr with Ulteig Engineering said he added time since the crops were not going to be out by November 1 and apologized for the confusion. He said the contractor understands the importance of the project. Powell said it was very specific and remembered discussing a change order for maybe 15 days. Packard said she does not remember approving to add additional time. Hammond asked about the contractor, and Stangoehr said they can be done at the end of the month if there is no snow. Powell said there is no excuse and it puts

the Board right back where it started with projects not getting done. He said he thought that would be fixed by hiring Ulteig Engineering, but now the Board has only incurred engineering fees. Polley said the contractor got a big job from the State, and once again the County has been put on the back burner. Stangoehr said if the project does not get done, the liquidated damages get deducted. Powell asked why the Board does not just hire the next highest bidder and get the job done because there is no excuse for the delay. Tracy said she looked back at the commissioners' packet for the August 25th meeting, and the change order is in it, reflecting the proposal to change the completion date; however, she can see where that could be missed. She said the minutes do not reflection discussion regarding the timeframe. In the future, she said, she will recommend a red-lined copy of all changes so that it is clear. Polley said he should have reviewed the change order closer, but he was trying to leave it to Ulteig. Polley, Tracy, and Stangoehr discussed the liquidated damages table that specifies fees. Manning discussed the April date and asked what happens if a farmer plants before the project is done. Packard asked if a change order can be done to change the completion date again with a seeding date of April 15. Mockler said the Board will lose its contractor if it tries that. Polley said he brought the matter up because he wanted everyone to know the date was not what everyone thought, and taxpayers have been informed that it is November. Powell said he does not like that he has lied to taxpayers by telling them the November date. He said wants the contract in front of him in the future. Tracy said a red-lined version would have identified it to the commissioners. Powell said he never got to see it. Hammond said he is missing his own written notes for that meeting. Manning said he would also like to see price and completion date highlighted in the future. Stangoehr again apologized. Powell said they spend taxpayer money and promised them something that they are not going to get. Stangoehr encouraged the Board not to assume yet that the job will not get done. He said he was not trying to pull a fast one. He was trying to do what he thought was best and reasonable, and he has had a conversation with the contractor about finishing on time. Hammond said the original date of October 15 was pretty early; November would have been reasonable and best to shoot for. Polley said one of the bidders asked why it hasn't been done yet and said they would have bid cheaper had they known it was going to be extended. Powell said he never saw the change order. Mockler said his own signature is 1/4" away from the date change, and he did not notice. Manning said he has gone back to look, and the change order is in the commissioners' packet from the August 25 meeting.

Discussion moved to Clay Creek Ditch. Polley said he spoke to Pollman, who said he will be starting a week from today. He said there were still crops in the field, and the west side of Discovery is just being combined. Pollman said it will be next Wednesday. Mockler discussed buying an excavator to do these projects and bidding them. He asked if the County can do that. Polley said the Weed Dept. does that with spraying, and it was allowable as long as it does not interfere with private businesses bidding the contracts. The concern is competing with local businesses. Polley discussed FEMA regulations for such situations. Mockler said the County does not own the ditches and whether the County can just administer the paperwork. Polley said he is not opposed to purchasing an excavator, but it will need a big one. Powell said it will require more than one. He said it all goes back to following contracts. Powell and Mockler discussed previous contracts with Johnson Engineering.

At 10:21 a.m., Powell moved, seconded by Manning to adjourn and reconvene as Board of Clay County Commissioners. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

Welfare Director Drew Gunderson met with the Board to present Welfare Case #CW20-033 for a county funeral. Powell moved, seconded by Hammond to approve the claim for payment. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

Brad Schardin from Southeastern Electric Cooperative met with the Board to discuss renewal of its franchise. He discussed the service area and said it serves 113 in Clay County with a request of a 20 year franchise renewal. Powell moved, seconded by Hammond to pass and adopt Resolution 2020-26 for renewal of the Southeastern Electric Cooperative franchise. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

State of South Dakota)	Before the Honorable Board of County
)ss	Commissioners of Clay County,
County of Clay)	South Dakota

IN THE MATTER OF THE APPLICATION OF
Southeastern Electric Cooperative, Inc. for a franchise
to construct rural electric transmission and distribution
lines, in, along and across the Public Highways of
Clay County, South Dakota

RESOLUTION #2020-26

WHEREAS, the Southeastern Electric Cooperative, Inc., PO Box 388, Marion, South Dakota 57043, a rural electric cooperative corporation, on the 5th day of November, 2020, filed with the County Auditor of Clay County, South Dakota, its verified Application for the purpose of obtaining a franchise or easement of right-of-way granting said Southeastern Electric Cooperative, Inc. the right to erect and maintain poles and wires for the purpose of conducting and transmitting electricity for lighting, heating and power purposes in, along and across public highways of Clay County, South Dakota, for rural electrification; and

WHEREAS, it appears that due Notice of the time and place of the hearing of said Application has been given to all persons, firms and corporations owning or operating electric, telephone and telegraph lines on any part of the public highways of Clay County, South Dakota, and other parties interested in this matter, by the County Auditor of Clay County, South Dakota, as provided for by law; and

WHEREAS, pursuant to said Notice, said Application was heard by the Board of County Commissioners of Clay County, South Dakota, on this 5th day of November, 2020, at the hour of 9:30 o'clock a.m., in the Clay County Courthouse, in the City of Vermillion, Clay County, South Dakota; and

WHEREAS, this matter has been continued to this date without any additional notice being necessary; and

WHEREAS, no persons, firm or corporation has appeared in opposition to granting said Application and it appearing to the satisfaction of the Board of the County Commissioners of Clay County, South Dakota, that it will be for the best interest of the public in general for said Clay County, and it further appearing to the satisfaction of the Board that the construction, operation and maintenance of rural electrification transmission and distribution lines, in, along and across the public highways of Clay County, South Dakota, without interfering with the operation and maintenance of any other line existing in said highways or other users of said highways.

NOW THEREFORE, BE IT RESOLVED, that the Board of County Commissioners of the County of Clay, State of South Dakota, that the right to construct, maintain and operate poles and lines for the purpose of transmitting and distribution of electricity and energy for lighting, heating and power purposes, in, along and across the public highways of Clay County, South Dakota, for rural electrification purposes for a period of twenty (20) years from and after the date hereof, be, and the same is hereby granted Southeastern Electric Cooperative, Inc., subject to the terms and conditions of Chapter 31-26 of the South Dakota Codified Laws and acts amendatory thereto relating to the construction of utility lines along and across the public highways.

Passed and approved this 5th day of November, 2020.

Chairman of the Board of County Commissioners,
Clay County, South Dakota

ATTEST:

Carri Crum, County Auditor
Clay County, South Dakota

Sheriff Andy Howe met with the Board to present jail meal bid specifications. Powell moved, seconded by Packard and carried to authorize publishing of the bid specifications with a bid opening of December 1, 2020. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

Howe discussed advertising for bids for a 2021 police patrol SUV. He said he checked fuel economy on his vehicles to compare the standard engine with the hybrid model. The average for the gas engines is 15.8 miles per gallon, and the hybrid averages 20.5 mpg. The department puts 31,000-32,000 miles on each vehicle per year. At the currently low fuel prices, the County saves as estimated \$1,000/year with the hybrid model, while the purchase price difference is around \$2,000. Hammond asked Howe whether he is requesting to bid a hybrid or gas vehicle. Howe said he is comfortable bidding hybrid if that is what the Board wants to do. There was discussion whether to advertise for trade-in or no trade-in, and Packard recommended giving the option.

Hammond suggested asking for 2 bids, one each way. Howe agreed to change the language of the bid specifications. Packard moved, seconded by Hammond to authorize publishing for bids with a bid opening of November 24 at 9:30 a.m. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

The Board considered the following Resolution #2020-25 for Automatic Supplement to the Sheriff's Office Budget. The office received a grant for radios and extenders, funds have been expended, and reimbursement funds have been received. Manning moved, seconded by Hammond to pass and adopt Resolution #2020-25 for Automatic Supplement of the budget. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

RESOLUTION #2020-25
Automatic Supplement

WHEREAS, Clay County has been reimbursed \$83,794.09 for Homeland Security grant equipment; and

WHEREAS the Sheriff's Office budget does not have adequate funds to allow for the purchase and;

WHEREAS, the Board of County Commissioners have agreed to supplement the department by an automatic supplement, with grant reimbursement received from the State of South Dakota, for the proper conduct and discharge of lawful county obligations has been given in accordance with the law and direction of the County Board.

NOW THEREFORE BE IT RESOLVED: That the following budget be adopted as an automatic supplement to the aforesaid annual budget:

Sheriff's Office – Training/Equipment (10100X4291211) – \$83,794.09

Dated this 5th day of November, 2020.

Commissioner _____ moved the adoption of the foregoing Resolution. Motion seconded by Commissioner _____.

Vote of the Commission: Hammond _____, Manning _____,

Powell _____, Packard _____, and Mockler _____.

Upon which voting the foregoing Resolution was declared passed and adopted.

Attest:

Carri R. Crum, County Auditor

Travis Mockler, Chairman

Board of County Commissioners

Clay County, South Dakota

Howe informed the Board that he has received another Homeland Security Grant for his office, the Vermillion Police Department, the Vermillion Fire Department, the Wakonda Fire Department, and the 911 Dispatch Center for vehicle location systems. The grant of \$73,033 was approved, and the project will start January 1, 2021 with projected completion of April 2021. He will need an automatic supplement next year for the grant expenditures and reimbursements.

Hammond reported to the Board that he received notification from the Vermillion Chamber & Development Co. that there will be a Native American memorial ride in December. They will be setting up teepees and needed a place to do so. He said he suggested the rodeo grounds at Clay County Park because it offers a place for the horses. Howe said the power may need to be turned back on for the event.

At 10:55 a.m., Hammond moved, seconded by Powell to adjourn and reconvene Tuesday, November 10, 2020 at 9:00 a.m. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:


Carri R. Crum, County Auditor

November 10, 2020

The Board of County Commissioners met in a regular session Tuesday, November 10, 2020 at 9:00 a.m. Members present: Travis Mockler, Leo Powell, Phyllis Packard, Micheal Manning, and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Hammond moved, seconded by Manning to approve the agenda. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

Hammond moved, seconded by Powell to approve the minutes of the November 5, 2020 meeting. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

Colleen Fickbohm appeared as a Visitor to be Heard to present her notice of retirement from the Extension/4-H Office, effective December 31, 2020. The Board thanked her and briefly discussed the hiring process.

At 9:09 a.m., Hammond moved, seconded by Powell to adjourn and convene as Clay County Ditch Board.

The Board considered a request from Jim & Tammy Grass for permission to place a driveway culvert on 311 St. along Lateral 2. Hammond said he spoke with the individuals, and they would like to add a driveway beside where they would like to load and unload cattle. Manning said that he looked at the area. It was the consensus of the Board that they are in favor of the request, but they will need to fill out a driveway application for approval at the next meeting.

At 9:16 a.m., Packard moved, seconded by Manning to adjourn and reconvene as Board of Clay County Commissioners.

Highway Superintendent Rod Polley met with the Board.

The Board considered a Right-of-Way Application from Brett Peterson (PBP Farms) on 302 St., Sec. 26, T95N, R52W. Powell moved, seconded by Hammond to approve the application and authorize the Chairman to sign it. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

The Board considered a Right-of-Way Application from Clay-Union Electric on Jetley Park, Sec.33, T93N, R53W. Powell moved, seconded by Packard to approve. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

Polley said he will need to wait until the next meeting regarding the Right-of-Way Application from Joe Landeen.

Polley said he received a check from Girard Auction for the recent surplus property sale.

Tom Sorensen appeared as a Visitor to be Heard for the Clay County Historic Preservation Commission. He reported that the newest member is Victoria Job.

Powell moved, seconded by Hammond to approve the following claims for payment.

(DUE TO OTHER GOVERNMENT)

BERESFORD SCHL DIST 61-2 \$241,022.50
 BETHEL TOWNSHIP \$34,878.44
 CENTERVILLE SCH DIST 60- \$124,428.43
 CITY OF VERMILLION \$1,043,724.22
 FAIRVIEW TOWNSHIP \$48,049.87
 GARFIELD TOWNSHIP \$17,901.51
 GAYVILLE/VOLIN SCHL DIST \$50,964.04
 GLENWOOD TOWNSHIP \$24,436.41
 IRENE CITY \$15,115.73
 IRENE/WAKONDA SCHL 13-3 \$637,491.20
 MECKLING TOWNSHIP \$17,572.55
 NORWAY TOWNSHIP \$21,299.32
 PLEASANT VALLEY TWP. \$18,315.48
 PRAIRIE CENTER TWP. \$22,099.51
 RIVERSIDE TOWNSHIP \$19,311.32
 SD DEPT OF REV ANDERSON \$302,885.49
 SDACC OFFICE \$398.00
 SEILERS SECOND ROAD DIST \$2,618.24
 SPIRIT MOUND TOWNSHIP \$32,173.08
 STAR TOWNSHIP \$19,460.28
 TLC WATER PROJECT DIST. \$9,460.61
 VERMILLION BASIN WATER \$12,265.05
 VERMILLION SCHL DIST 13- \$2,303,621.79
 VERMILLION TOWNSHIP \$22,182.67
 VIBORG/HURLEY SCHL 60-6 \$1,029.23
 WAKONDA TOWN \$37,375.19

(FIRE PREMIUMS)

BERESFORD RURAL FIRE \$9,169.10
 CENTERVILLE RURAL FIRE \$6,273.85
 GAYVILLE RURAL FIRE ASSO \$5,008.92
 IRENE RURAL FIRE ASSOC \$1,262.24
 VERM. RURAL FIRE ASSOC. \$38,210.44
 VOLIN RURAL FIRE ASSOC. \$1,631.08
 WAKONDA RURAL FIRE \$14,108.75

(PROFESSIONAL SERVICES AND FEES)

ALBRACHT, KIMBERLY \$200.00
 ALTERNATIVE HRD LLC \$586.50
 BERG, SUSAN A \$195.50
 BERINGER, CYNTHIA \$200.00
 BIES, JARETT \$214.62
 BILLINGS, JOHN P \$2,470.00
 BIRKELAND, KATHRYN \$220.87
 BREMER, RUTH \$242.26
 BUHLS DRYCLEANERS & \$49.50
 CARLSON, MICHAEL \$50.00
 CITY OF VERMILLION \$60.00
 CRUM, RANDY E \$205.00
 DOWNEY, JOAN \$157.14
 FAIRHOLM, MATTHEW \$200.00
 FAIRHOLM, SHANNON \$200.00
 FALLAN, JULIE \$145.00
 FEDEX \$24.59
 FULTON, MOLLY \$200.00

HALL, KACIE \$200.00
 HANSEN FUNERAL HOME, INC \$1,900.00
 HANSEN, BOB \$400.00
 HODGEN, DORIS \$200.00
 HOFMAN, PAM \$100.00
 HOFMAN, RAY \$100.00
 HOV SERVICES INC. \$350.00
 HUOT, JOAN \$212.06
 JOHNSON, KAILI \$200.00
 JOHNSON, LISA \$225.00
 JOPLING, CURTIS \$200.00
 JOPLING, SUSAN \$200.00
 MABRY, ARTHUR \$204.49
 MANGER, BILL \$50.00
 MANNING, LINDA \$50.00
 MEHLHAF, JEANNE \$200.00
 MINNEHAHA COUNTY JAIL \$1.68
 MOLLMANN, SANDRA \$232.80
 MOORE, ANNA \$200.00
 MOORE, MICHELE \$200.00
 MYRON, LYNN \$200.00
 NELSON, ANTHONY \$205.00
 OLSON, LINDA J \$200.00
 OSBORNE, KENT \$230.00
 PETERSON, INA \$225.00
 PETERSON, JOHN \$221.88
 PHARMCHEM, INC. \$171.30
 PRAVECEK, ETHELYN (WESS) \$225.00
 QUALIFIED PRESORT SVC IN \$13.99
 REDDEN, KATIE \$50.00
 RINGO, ASHLEY \$200.00
 RONNING, DEREK \$200.00
 SACRED HEART HOSPITAL \$346.00
 SATELLITE TRACKING OF \$39.00
 SCHAPEKAHM, ERICKA \$200.00
 SECURITY SHREDDING SVC. \$35.00
 SHAFFER, JENIFER \$200.00
 SHELEY, ALEXANDRA \$200.00
 STATE BAR OF SD \$1,120.00
 SZYMOSKI, DEANN \$264.40
 TERWILLIGER, PHILIP \$200.00
 WELCH, BRIDGET \$200.00
 WHIPPLE, DENNIS \$209.62
 WILSON, JAMES P \$225.00
 ZIMMERMAN, JOYCE P \$210.04
 (OTHER PROFESSIONAL SERVICE)
 DAKOTA REPORTING AGENCY
 \$464.25
 MINNEHAHA COUNTY JAIL \$3,698.92
 SD ATTORNEY GENERAL \$1,454.00
 (LAW OFFICE)
 KENNEDY, PIER LOFTUS & \$184.30
 KRUSE LAW OFFICE \$128.75
 MCCULLOCH, JAMES E \$6,281.70

(MENTAL HEALTH)		OFFICE ELEMENTS	\$19.89
SD ACHIEVE	\$240.00	PHARMCHEM, INC.	\$1,236.00
SESD ACTIVITY CNTR	\$360.00	PROCHEM DYNAMICS	\$161.56
(MENTAL HEALTH)		QUALIFIED PRESORT SVC IN	\$1,311.15
SD DEPT OF REV ANDERSON	\$600.00	RDO EXCH 80-5800	\$120.33
(PUBLISHING)		RUNNINGS SUPPLY INC	\$425.00
BROADCASTER PRESS	\$19.42	SANITATION PRODUCT	\$367.89
STAR PUBLISHING	\$1,739.50	SD DEPT OF TRANS	\$2,792.10
(REPAIRS AND MAINTENANCE)		STURDEVANT'S AUTO PARTS	\$325.82
BRUNICK SERVICE, INC.	\$38.98	TRACTOR SUPPLY CREDIT	\$109.99
CENTURY BUSINESS PRODUCT	\$30.00	TRANSOURCE INC	\$213.64
JOHN DEERE FINANCIAL	\$303.28	TRUENORTH STEEL	\$26,647.85
JOHNSEN HEATING & COOLIN	\$398.40	VERMILLION ACE HARDWARE	\$182.42
KONE, INC.	\$780.66	WHEELCO BRAKE AND SUPPLY	\$238.86
MARK'S MACHINERY	\$550.00	YANKTON JANITORIAL SUPPL	\$633.75
WALKER CONSTRUCTION	\$205.00	(TRAVEL AND CONFERENCE)	
(DATA PROCESSING/CLAY CREEK/INF)		DOTSON, JILL	\$68.00
ESRI INC	\$700.00	LAMBETH, KASEN	\$68.00
MICROFILM IMAGING SYSTEM	\$2,967.00	WEBER, LINDA	\$68.00
SOFTWARE SERVICES, INC.	\$560.00	(UTILITIES)	
(SUPPLIES & MATERIALS)		BUREAU OF ADMINISTRATION	\$65.81
A & B BUSINESS	\$179.29	CENTURYLINK	\$565.42
A-OX WELDING SUPPLY CO	\$109.30	CENTURYLINK EMG	\$13.84
BRUNICK SERVICE, INC.	\$176.25	CLAY RURAL WATER SYSTEM	\$48.60
BUHLS DRYCLEANERS &	\$208.38	CLAY UNION ELECTRIC CORP	\$600.64
BUTLER MACHINERY CO.	\$46.17	MIDAMERICAN ENERGY	\$319.36
CONCRETE MATERIALS	\$24,634.40	MIDCO BUSINESS	\$75.00
CORTRUST BANK	\$4.00	VERIZON WIRELESS TRS	\$125.16
D-P TOOLS, INC.	\$413.05	VERMILLION GARBAGE SVC.	\$236.00
DAVIS PHARMACY	\$742.30	WAKONDA TOWN	\$62.65
DS SOLUTIONS, INC.	\$175.00	(PAYMENT)	
ELECTION SYSTEMS AND	\$4,358.10	BRUNICK SERVICE, INC.	\$78.98
FEDEX	\$67.79	DOMESTIC VIOLENCE	\$295.00
FRANCOTYP-POSTALIA INC	\$90.00	PUMP N PAK	\$329.33
GOVERNMENT FORMS AND	\$220.00	STATE OF SD GAME FISH	\$453.33
INTERSTATE POWER SYS INC	\$296.73	VERMILLION ACE HARDWARE	\$23.94
JCL SOLUTIONS	\$673.11	VERMILLION FEDERAL	\$290.45
JOHN DEERE FINANCIAL	\$1,180.10	(FURNITURE AND MINOR EQUIPMENT)	
JOHNSON FEED, INC.	\$380.79	MICROFILM IMAGING SYSTEM	\$60.00
MARK'S MACHINERY	\$252.56	(AUTOMOTIVE)	
MICROFILM IMAGING SYSTEM	\$155.00	BRUNICK SERVICE, INC.	\$110.00

State's Attorney Alexis Tracy met with the Board to discuss case expenses. She would like to secure an expert witness for the homicide case and also would like to request authority to enter into expenses regarding the case as needed so that she does not need to approach the Board each time something occurs. Powell moved, seconded by Manning to authorize the State's Attorney to incur necessary expenses for the homicide case. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

Zoning Administrator Drew Gunderson met with the Board to present a preliminary plan for a Subdivision located at approximately 4217 318th Street, Vermillion SD (south side of the road) for 8 residential properties lots. The legal description of the property is: All that part of the NW¼NW¼ and SW¼NW¼ of Section 22, T92N, R51 W of the 5th P.M., Clay County, South

Dakota, lying between the westerly line of Section 22 east to the westerly line of Cusick Addition, AND between the northerly line of Section 22 south to the toe-of-slope of the existing high bank. Powell commented on the completeness of the paperwork. Powell asked if they are getting all the land platted that they need. Steve Donnelly said this includes Phase 1. Powell and Gunderson discussed the lot size for Rural Residential. Donnelly said they would like to have one more bluff lot, but they would not change any of the others. Craig with Frontier Consultants said they would just shorten the others looking over the bluff to make room but would not go any further west. Hammond said 125 feet lot width is appropriate for such lots. Donnelly said he is comfortable with the preliminary plat as it is. Powell moved, seconded by Packard to approve the preliminary plat. Manning asked if they are coming in from Main St. and discussed the access and future plans for the remaining land with Donnelly. Hammond asked if he owns the land to the south. Donnelly said he does to the section line. Hammond clarified that the retention pond and pipe drains onto his own land. Powell and Craig discussed the land further to the west and that it would involve the City of Vermillion's jurisdiction. Hammond said the drainage issues appear to be resolved. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

The Board considered a request to re-zone land located at approximately 4217 318th Street, Vermillion SD (south side of the road) from A1: Agriculture to RR: Rural Residential for 8 residential properties lots, conditional on approval of the preliminary plat. The legal description of the property is: All that part of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 22, T92N, R51 W of the 5th P.M., Clay County, South Dakota, lying between the westerly line of Section 22 east to the westerly line of Cusick Addition, AND between the northerly line of Section 22 south to the toe-of-slope of the existing high bank. Hammond moved, seconded by Powell to approve. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

At 9:40 a.m., Hammond moved, seconded by Packard to adjourn and convene as Board of Adjustment.

The Board considered a request for a variance on land located at approximately 4217 318th Street, Vermillion SD (south side of the road). The Variance is from the Clay County Subdivision Ordinance Section 802. Minimum Road Right-of-Way, Section (B) Cul-de-sac length, conditional on approval of the preliminary plat. The legal description of the property is: All that part of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 22, T92N, R51 W of the 5th P.M., Clay County, South Dakota, lying between the westerly line of Section 22 east to the westerly line of Cusick Addition, AND between the northerly line of Section 22 south to the toe-of-slope of the existing high bank. Hammond moved, seconded by Manning to approve the variance. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

At 9:41 a.m., Powell moved, seconded by Packard to adjourn and reconvene as Board of Clay County Commissioners. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

At 9:43 a.m., Powell moved, seconded by Hammond to enter an Executive Session regarding contractual matters per SDCL 1-25-2. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

At 9:49 a.m., Powell moved, seconded by Hammond to exit the Executive Session. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

Jay Bottolfson appeared as a Visitor to be Heard. He said he feels, as Chairman of the Planning & Zoning Commission, that he needs guidance from the Board of County Commissioners for a path to follow regarding the Joint Jurisdiction. It was decided that the matter will be placed on the agenda for the next meeting.

The Sheriff's Office monthly reports and the following Auditor's Account with the County Treasurer Report were accepted and placed on file.

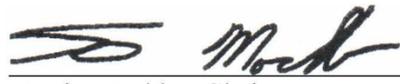
AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

To the Honorable Board of County Commissioners of Clay County
items in the hands of the County Treasurer as of October 31, 2020.
I hereby submit the following report of my examination of the cash:

Total amount of deposits in banks	11,146,512.75
Amount of actual cash	2,565.85
Total amount of checks and drafts in Treasurer's Possession not exceeding three days	859,485.98
Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days:	2,037.69
Checks returned and not deposited	
Cash Items	700.00
Investments	151,000.00
Cash Variation	0.00
Total	
	Dated this 2nd day of November, 2020.
	12,162,302.27

Carri R. Crum, County Auditor

At 10:01 a.m., Manning moved, seconded by Hammond to adjourn and reconvene Tuesday, November 24, 2020 at 9:00 a.m. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST: 

Carri R. Crum, County Auditor

Unapproved Minutes - November 24, 2020

The Board of County Commissioners met in a regular session Tuesday, November 24, 2020 at 9:00 a.m. Members present: Travis Mockler, Leo Powell, Phyllis Packard, Micheal Manning, and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Powell moved, seconded by Packard to approve the agenda with the addition of sheriff's vehicle bid opening as published, Driveway Application from John Shefl, and a bridge inspection presentation from Johnson Engineering. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

Hammond moved, seconded by Powell to approve the minutes of the November 10, 2020 meeting. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

A public hearing was held for a request from Mike Hauck and Chad Grunewaldt to re-zone land located at approximately 45426 318 St., Vermillion, SD 57069 (north side of the road) from A1: Agriculture to C: Commercial for a campground. The legal description of the property is the E ½ of the W ½ of the SW ¼, Section 16, Township 92N, Range 53W of the 5th P.M., Clay County, SD. Zoning Administrator Drew Gunderson updated the Board on the zoning petition process and reported that the Planning & Zoning Commission denied the request.

Manning asked if the campground is by the highlines landing, and Gunderson said it is 1-1 ¼ mile from the river. Manning asked if there are plans to get the people who are camping to the river. Mike Hauck answered no, but it is an opportunity to promote the river. He said there is no definition of campground in zoning ordinance. He said there is a definition under Conditional Use Permits (CUP) for a private recreation area, and he asked for an explanation of the difference. Gunderson said a private recreation area is not defined in the zoning ordinance. Hauck asked if they used the wrong wording in the CUP. Powell asked if the conditional use is under Agriculture in the regulations. Gunderson said it would probably mean something like 4-H or an individual's use, not a commercial use. Powell asked how it got to commercial use. Gunderson said it is defined and read a portion of the ordinance. Powell asked if the Comprehensive Plan covers a campground. Gunderson said a commercial operation should generally be placed on a major highway corridor. Hauck said it would curtail any kind of growth in the county. He said under Agriculture CUP there is a list of permitted things, which are kind of surprising to him, one of which is a golf course with a club house. Hammond said that's why those were added into the verbiage. Those are types of activities that are not permitted under CUP. Hauck asked what would be a use of a recreational facility, a soccer field or ballfield? Hammond said yes.

Hauck asked what they do to go forward to be allowed to install a campground. If people are worried about traffic, it is his understanding the road will be hard surface in the next year or so. He said any road that is hard surface is designed for high traffic. Putting in a campground along Highway 50 would be about 7 miles north and defeats the purpose of a campground close to the

river. Hauck discussed distance to neighboring properties and a buffer zone. He said a buffer zone for a hog house is ½ mile. Manning asked if the campground will be operated 6 months out of the year. Hauck said yes and discussed supplying water for the season. Hauck discussed Union Grove state park, KOA in North Sioux City, and Clay County Park. He also discussed monthly spots at Clay County Park. He said Lion's Park has 8-10 spots, and there are some at Studio 13 Motel. Grunewaldt said the Vermillion Chamber & Development Company gave recommendations for growth in Vermillion, and discussed people shopping in Vermillion. He said Clay County Park is having issues with people wanting annual spots. Hauck discussed travel-trailer traffic going to Yankton, said Clay County park is full, and people are not shopping in Vermillion. He said people are coming from Sioux City and Sioux Falls, and if this facility were here, people would shop here for food, adult beverages, gas, etc. Grunewaldt said it sounds like they can reapply for a CUP in 6 months and wants to know if they need to use different verbiage.

Hammond asked what is intended for sewage treatment and disposal. Hauck said the SD DENR will dictate what they need for septic, and the number of spots may be determined by that. Hammond asked if they would be willing to do a sewage lagoon like at the Coffee Cup. Hauck said it would be expensive, but they have a lot of leg work to do before it can become a reality. He said he cannot afford a feasibility study for \$10,000 if the Board says they cannot have the campground. Packard agreed with Hammond and said it looks to her like a trailer park and not a recreational facility. She did not see green space for a playground, or plans for disposal of sewer and waste collection; a number of things have not been thought of in the design. Packard said she did not realize they were looking at permanent, or semi-permanent spots. She asked, are there no spots for actual camping? Grunewaldt asked Packard if she saw the engineering documents. Packard said it is in their meeting packet. Hauck said there is a 40-acre field, and they are using approximately 13 acres; they have discussed green space, a shelter, vault restrooms, and there is a lot of room for change. If it looks like it's probable, they can do some more work. He said the garbage hauler will pick up probably Monday morning following the busy weekend. Hammond asked if they consulted with the Southeastern director for camping with SD GF&P as they run the highlines landing. Hauck said they did not speak with him but did speak with Jeff Van Meeteren, who said he cannot give an opinion as he is a state employee. He said Van Meeteren said they do need more camping in the area, but he cannot be for or against it.

Powell asked Gunderson where the County is with the Comprehensive Plan update, and Gunderson said they are about halfway through. The next chapter will cover this kind of thing. Powell asked if they have had outside input yet. Gunderson said they have not had any input yet. Powell said he worked on the Comprehensive Plan, it cuts down on growth, and the City has made their own plan going east. Powell asked if the City has had any input on the plan. Gunderson said they have not. Powell asked how many months they have been working on the update, and Gunderson said they have been working on it since January. Powell said he does not see how this can work unless the Comprehensive Plan is changed. He said the Board has received lots of letters. Hauck discussed economics for the land and said agriculture is not that great, and not much has changed in Clay County since he came here in 1985. He compared Clay County's growth with neighboring counties, and said the county is doing very little to promote

the river. Hauck discussed seasonal use vs. using the land all year. Hauck said he would have no trouble helping to maintain the road in order to pacify the township until the road is hard-surfaced. Packard said in other counties, they have placed clauses that the facility has to pay to hard-surface the road. Packard said she is bothered by his opinion of people building on their own land, and this is a huge change of density right by the river. Packard said she cannot understand how it would not cause pollution, excesses of sewage by the river or by the land surrounding it. Hauck said they are working with DENR on the sewage and discussed the distance to the river, and said the houses have septic closer to the river than his property would be. He said sewage would have to migrate over ½ mile to the river. Hammond said it is too sandy, and it would go straight down to the aquifer, and his guess is that Hauck and Grunewaldt will need to have less density; it is a main concern for him. Hauck said he wants direction from County Commissioners how he can get this done because right now no campground can be built in the county. Hammond said it would be environmental, sewage disposal, and excess density placed on highlines landing, which is already a busy area. They need to address those things. Grunewaldt said they have excess acreage for those things. Hammond asked if they expect people to drive a mile-and-a-half back to the campground to park the trailer, and then will they provide a shuttle? Hauck and Grunewaldt said the State may need to step up and expand the parking area at the highlines. Gunderson discussed letters and documents in the packet. Hauck asked for a copy.

Mockler opened up the floor for others to speak against the project. Jon Moser said he could not find anything in the zoning regulations to allow this. Moser said a lot of people moved out there into the homes to get away, and this would impact their lives. He said it would change their livelihoods, change how they live in their homes, the water supply, the roads, and the sewage issue. He said Calvin Hanson spoke for the Township, and he said they do not have any money. As for the proposed blacktop it is not going to happen, but no one wants to take care of the end result because they don't have the money. Moser said Timber Rd. is a different road than the turnout from Highway 50, and it is not as kept up. The additional density will be put on the infrastructure, roads, etc. It will change the lives of the people living out there. Bill Kennedy spoke that he is concerned with traffic. He said Timber Rd. to Meckling Rd. is definitely different from Meckling Rd. west, but it still not a safe road. He said there is no shoulder or place to change a tire, and it gets worse west of Meckling Rd. Kennedy said north to Highway 50 is not a good road. He said as he looks at a full campground, by his estimate there would be 210 cars going in and out, and traffic goes up considerably. Kennedy listed people who would be affected by the additional traffic and discussed that the Township does not have the money to maintain the road. He said there are new campgrounds going in Yankton, but it's a paved 4 lane road, more boat docks, etc. Traffic is a big concern for him. He discussed distance to Moser's house, and said he feels sorry for him if the campground goes in because his market value will decrease, and no one will want to buy his home. Mockler said Calvin Hanson is one of the Supervisors for Norway Township, and Hanson said the Township is opposed to it due to the upkeep and maintenance of the roads surrounding the proposed campground.

Manning said unless the Comprehensive Plan changes, they are beating themselves up against a wall because there is nowhere to go with this. Even if something changes, they still have to take

into consideration the surrounding homes. He said that the Ponderosa is maintained by the homeowners. Hauck discussed the County not allowing growth. Manning said he disagrees that Vermillion has not grown, as Masaba and others were not here 40 years ago. Hauck said it's slow growth, and the only growth he sees is within the City of Vermillion. Hauck discussed the City annexing land from Vermillion Township and asked if there is a provision in the Comprehensive Plan for putting in a mobile home park. Gunderson said there is, but Mockler said they need to keep to the current topic. Hammond discussed the business plan and asked how much increase in value do they anticipate to help the tax rolls for the Township and County. Hauck said he does not know. Hammond asked what is the projected value, but Hauck said he does not know that. Hammond said as far as benefit to the Township and taxes to pay for the roads, it is not likely to help them much. Hauck said the rezoning to Commercial would more than double the value vs. ag land. Hammond said it sounds to him like it wouldn't even be a couple of loads of gravel for the county. Hauck said if they gave them even \$3,000 a year for 6 months out of the year, they are basically maintaining that road. Mockler said that's why this needs to be a CUP not a re-zoning issue. Hammond moved to deny the re-zoning request, seconded by Manning. Under discussion, Powell said he wants to toss in that when they do the Comprehensive Plan they need to make sure it allows for growth instead of the old plan. Hauck wanted to add that the wording should not be a gray area. Hauck said if you have a conditional use you need a definition. Packard commended Hauck on the interest for improvement and expansion in the county, but said he needs to listen to comments, and take another look at design and scope. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye. Hauck said they can spread out the density over 40 acres and still have the same amount of spots, but at 3 per acre it's a lot of area for someone to mow. Powell and Mockler discussed with Hauck the process for updating the Comprehensive Plan and the public hearings that are involved with it. Hammond suggested that they visit with the Higmans regarding their situation with the Lazy H Campground near Akron, IA. Hauck said the City of Akron said they were happy as it cleaned up an eyesore and discussed another area he heard is in a similar process. Jon Moser said these campgrounds are not right next to people's homes. Mockler said Moser will be notified during the CUP process, so he will not wake up one morning with a campground next to his home.

Gunderson met with the Board regarding a variance inquiry on behalf of Kristol and Kelly O'Connor. He said they applied for a building permit, and part of that is the addition to the house is in the setback. Gunderson said his understanding is that it would not be eligible for variance as it does not fit the criteria. He said the applicant asked to speak to the Board. Manning said Kristol O'Connor called him. She wants to build a garage. They have 30 feet from the other property, and there will still be 12-15 feet if the garage is built. They want to build onto the garage in order to make room for their vehicles. Manning said they discussed Steve Donnelly's situation, but it was a variance for the road. Gunderson said he has asked for a site plan, and he thinks it can be workable with a plan but has not received one yet.

A public hearing was held for a request from Nick Hovden to re-zone land located at approximately 298 S. 466 Ave., Vermillion, SD 57069 (northwest side of the road) from A1: Agriculture to RR: Rural Residential for 4 lots of residential properties. The legal description of

the property is the E 26 1/3 rods of the SE ¼ of the SE ¼, Section 17, Township 92N, Range 51W of the 5th P.M., except Lot H6 thereof, Clay County, SD. Gunderson updated the Board on the process. It was heard by the Joint Planning & Zoning Commission; the County denied due to drainage concerns, and the City tabled it. Powell said he would be in favor if there was a plan for water mitigation. Gunderson said Hovden did not want to pay for the engineering until the re-zoning was done. The County Planning & Zoning Commission is concerned about significant drainage problems. The Board discussed whether they can put conditions on a re-zoning. Gunderson said there are no subdivision regulations in Joint Jurisdiction like they can in the County regulations. Hovden thanked the Board for addressing it and said they are looking to sell a few lots. He said in the 6 years he has lived there, water problems have happened 1 time. He is not certain how much more 3-4 houses on 2-3 acres a piece would do. Hovden said he wants to explore it with an engineer, but he does not want to front the money if they cannot do it. He said he wants to convey that they are looking at acreages, not a Bliss Pointe type of situation. He has been approached by families wanting to move back to the area. Hammond said it looks to him, using Pictometry and topographic maps, that there are plotted wetlands. It looks like the main issues for excess water would be the amount of rooftop and concrete that will reduce infiltration. Hammond said if Hovden can somehow keep from moving the water to the wetlands, it would be what the engineer would want to work on. He said Hovden would need to move water to the 4.5 acres on the north end. Mockler said he is concerned water will go south at the corner, and there is nowhere to go down there. Hovden said he wants to explore options to pump the water to the north. Mockler said they will have a hard time re-zoning before they know what the plan is. Hammond said to come back once a plan is put together. Manning agreed with Hammond that last year was the worst year we had, and everyone that lives out there was in the Commissioner Room about water issues. Manning asked about a pipe that was installed out there. Hovden said Clay Rural Water put in an 8-inch pipe, and they went down 12-14 feet and did not run into water. Manning said drain tile guys would give an estimate of what it might cost to tile to the north. Powell said he is in favor if they can handle the water. Hovden said they have heard a lot of that, but he has had a hard time wanting to spend the money on an engineer. Powell suggested some landscaping and an overflow pond. Hammond said the biggest water retention problem is the southernmost ½ acre. Powell moved to table the re-zoning request until there is a plan, seconded by Packard. State's Attorney Tracy added that when it comes back for an agenda item, she would provide notice again as a public hearing. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

A public bid opening was held for a Sheriff's patrol vehicle as published. Bids were opened and read aloud. Vermillion Ford bid \$38,077 with no trade, or \$33,577 with a trade. Howe discussed state bid vehicles that are available. He said with no trade it is about \$1,265 more to use Vermillion Ford, but the County would be keeping business locals, and it would not involve travel to pick up the vehicle.

Highway Superintendent Rod Polley met with the Board to discuss highway matters. Powell moved, seconded by Manning to accept the low bids of \$1.60/gallon from Jerry's Service for #2 diesel fuel and \$1.89/gallon from Jerry's Service for 10% ethanol blend fuel. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

Polley discussed an insurance claim for a lightning strike, and the insurance company is waiting for paperwork to be signed by the vendor confirming that damage to the gas pumps was due to the strike. Mockler said he called the company and is waiting for a call back. It was decided that the matter will be placed on the next agenda.

Dan Johnson, Johnson Engineering, met with the Board for the bi-annual bridge inspection report. He had 67 completed structure reports. Of the 5 critical findings, 2 were closed in 2018, and one closed in May 2020. Two are not closed but are posted for 5-ton load. The Board discussed a structure near Bluff Rd. that has been closed. Johnson discussed extensive structure rehabilitation costs. Polley said one is located south of Mike Hemmingson's property over the Vermillion River. One is located near Jerry Nygaard's property. Another southwest is being removed in a project with the state. Jay Bottolfson spoke about recreational use and said removing all the bridges does a huge disservice to the county. Powell cited a situation where someone started a bridge on fire by having a bonfire on the bridge. Polley said if the bridges are open to ATVs, then the county still has to maintain them because the planks are bad as well. Polley discussed several liabilities to the County regarding the bridges if they are not removed. Johnson said when they close a bridge, they close it to all traffic. SDDOT requires them to look at SD legal trucks, not ATVs, but when they recommend closure, it's for safety concerns to the public. Powell said the County cannot go against the recommendations of the engineer. Hammond asked if it would be helpful to have a sloped access to the river. Bottolfson said it would be better than nothing, but it would depend on water level. Hammond said it could be a canoe or kayak access. He visited both bridges in question last year thinking about canoe access. Johnson said they are still working on the map update that they do every few years with Polley and will be providing that soon, probably within the month of December.

Howe returned to the meeting to report that Vermillion Ford's bid was for the hybrid vehicle. He said he thinks Vermillion Ford is the best option. Powell moved, seconded by Manning to accept Vermillion Ford's bid of \$33,577 with a trade-in. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

Polley reported to the Board that he is going to pay for a mailbox on University Rd. Usually he does not do that, but this time it is a reasonable situation.

At 11:05 a.m., Powell moved, seconded by Hammond to adjourn and convene as Clay County Ditch Board. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

The Board considered a Driveway Application from Jim & Tammy Grass to place a driveway culvert on 311 St. along Lateral 2. Powell moved, seconded by Hammond to approve the application. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.

Polley discussed the cleaning history for Lateral 2A. He said he had a hard time determining what size culvert to install because he had to dig to find the bottom of the culverts, and the cattails are thick.

Polley updated on Yankton-Clay Ditch project progress. He said 3-D Digging started last Thursday. They are using an excavator and mulching the trees, but the trees are bigger than they thought. Polley said he spoke to them yesterday. He said from Duane Holoch's east around the curve towards Holmes' is pretty clean, but from Holoch's to Ernie Halvorson's they cannot get all the trees from one side. They are working on it, and the engineer met with them regarding debris that could plug culverts and that beavers could make a dam with. He said the engineer told them it all has to come out.

Polley said the Clay Creek Ditch cleaning has not happened yet, but the excavator is on site.

At 11:15 a.m., Manning moved, seconded by Hammond to adjourn and reconvene as Board of Clay County Commissioners.

Howe discussed getting fuel at the highway department. He found, while pumps were down, that it works well for his people to get gas in town, and they can get a 5 cent/gallon discount at Pump n Pak. Polley said they do get a better rate for gas if the Sheriff's Office does not fill up there, but whatever works best for the Sheriff's Office is fine with him. Howe said the deputies will not have to get out in the mud and then track into people's houses, they can wash their windshields, and it works well to go to a station. Packard asked if the county needs to bid that or get quotes for the discount. Howe said they do not take bids for other maintenance costs such as oil changes and repairs. Hammond said when he worked for the State they were encouraged to go to State shops to fill but could use gas stations if it was a convenience. Howe said Freedom was interested, but they do not have 24 hour access there.

Emergency Management Director Layne Stewart and Community Health Nurse Secretary Lisa Wood met with the Board to discuss COVID-19. Stewart said due to South Dakota placing high in the nation per capita in COVID-19 infections, he thinks it is time to think about staffing in the Courthouse. In a random group setting of the size currently in the Commission Room there is a 49% chance that someone will get it. He said he thinks they should consider letting department heads decide how to staff. Wood said state offices are doing alternate staffing the week after Thanksgiving and after Christmas. Wood said a trajectory suggests a group of 50 comes with a 97% chance of infection. There is a 52.53% positivity rate in South Dakota. Stewart thinks it should be up to department heads to decide what is best for staffing in their own offices.

Hammond said they can make suggestions that the office should stay open, but things could go so far south that the office cannot stay open. Mockler said he thinks they still left it up to the department heads to run things as they see fit. Tracy and Mockler discussed benefit eligibility in relation to hours worked. Manning said he thinks the county needs to work something out to get everyone close to 40 hours. Stewart said we need to be able to service the customers but keep everyone safe. Polley asked if he can post the door "by appointment only" or say that a mask is mandatory. Powell asked why they couldn't lock the door and put a sign for people to call for an appointment. Packard asked what the County's public stance is on the subject. Crum discussed the considerable number of absentee voters who identified themselves as having COVID-19 as they finished casting their ballots. Tracy said the courts are requiring masks. Stewart said in Vermillion the "masks expected" signs are posted around town. Powell asked if the signs are posted on the courthouse doors. Hammond and Manning discussed employee hours and

compensation. Register of Deeds Lisa Terwilliger said it is not an issue of her employee working less. It is an issue of working safe. She said she cannot afford for her office to be closed like the Union County Register of Deeds Office because the real estate market would stop. Manning said they need to get close to 40 hours. Terwilliger said the Treasurer's Office, for example, can afford to have an employee out, where her office cannot because she only has 2 people in her office. Powell said if it's working for her office, then she should be able to continue. Terwilliger said she does not want her employee not to get paid. Tracy said she thinks the County needs to get Alternative HRD's involvement in this decision. Tracy said some of the federal allowances expire at the end of the year and we need to be mindful of that around Christmas.

Powell moved, seconded by Hammond to approve the following claims for payment.

(PAYROLL)		CERTIFIED LANGUAGES INTL	\$146.85
COMMISSIONER'S	\$8,649.46	ERICKSON SOLUTIONS GROUP	\$956.25
ELECTIONS	\$1,678.26	HOUSKA, DDS, RANDY	\$309.00
AUDITOR'S OFFICE	\$11,583.09	LINCOLN COUNTY AUDITOR	\$285.00
TREASURER'S OFFICE	\$21,564.52	SANFORD HEALTH	\$102.20
STATE ATTORNEY'S OFFICE	\$25,852.34	TERWILLIGER, PHILIP	\$300.00
COURTHOUSE	\$3,373.42	ULTEIG	\$19,323.53
DIRECTOR OF EQUALIZATION	\$9,232.70	VERIZON WIRELESS ST ATTN	\$150.75
REGISTER OF DEEDS	\$7,947.54	YANKTON CO TREASURER	\$357.80
VETERAN'S OFFICE	\$1,575.00	YANKTON MEDICAL CLINIC P	\$470.37
24/7	\$4,843.20	(OTHER PROFESSIONAL SERVICE)	
SHERIFF'S OFFICE	\$41,849.36	DAKOTAH REPORTING AGENCY	\$857.25
COUNTY JAIL	\$25,817.65	(LAW OFFICE)	
EMERGENCY MGMT	\$4,624.71	OXNER LAW OFFICE LLC	\$5,154.00
HIGHWAY	\$53,613.99	PETERSON, STUART, KLENTZ	\$8,427.83
COMMUNITY HEALTH NURSE/WIC	\$3,087.98	(MENTAL HEALTH)	
EXTENSION OFFICE	\$3,705.57	LEWIS & CLARK BEHAVIORAL	\$552.00
WEED	\$731.17	(PUBLISHING)	
PLANNING & ZONING	\$2,327.30	PLAIN TALK/BROADCASTER	\$84.00
(DUE TO OTHER GOVERNMENT)		STAR PUBLISHING	\$1,819.61
STATE OF SD GAME FISH	\$129.00	(REPAIRS AND MAINTENANCE)	
(PAYROLL WITHHOLDING)		CANON	\$123.48
AAA COLLECTIONS	\$593.17	GRAHAM TIRE YANKTON	\$150.00
AFLAC	\$657.08	OLSON'S PEST TECHNICIANS	\$80.00
CLAY CO FIT FICA	\$53,889.84	PRESTO-X COMPANY LLC	\$62.00
COLONIAL LIFE	\$438.91	VERMILLION FEDERAL	\$30.00
CONSECO/WASHINGTON	\$24.45	(DATA PROCESSING/CLAY CREEK/INF)	
DIV OF CHILD SUPPORT	\$631.00	VERMILLION FEDERAL	\$101.99
NEW YORK LIFE INSURANCE	\$328.57	(SUPPLIES & MATERIALS)	
SD CHILD SUPPORT CENTER	\$891.00	BAUER BUILT, INC.	\$2,913.20
SD RETIREMENT SYSTEM	\$27,358.76	BLUE TARP FINANCIAL, INC	\$667.98
SD SUPPLEMENT RETIREMENT	\$3,550.00	BOB BARKER CO INC	\$218.37
SDRS ROTH 457(B) PLAN	\$785.00	CORTRUST BANK	\$8.00
TASC PVR	\$2,459.00	ELECTION SYSTEMS AND	\$1,862.63
THE STANDARD - DENTAL	\$819.40	FRANCOTYP-POSTALIA INC	\$295.27
THE STANDARD - LIFE INS.	\$397.94	G&H DISTRIBUTING, INC.	\$462.64
THE STANDARD - SH TRM DI	\$1,077.13	GRAHAM TIRE YANKTON	\$16.95
THE STANDARD - VISION	\$180.37	JERRY'S SERVICE	\$1,770.06
UNITED WAY OF VERMILLION	\$398.00	L.G.EVERIST, INC	\$2,632.39
VERMILLION FEDERAL	\$2,171.00	LOFFLER COMPANIES	\$186.27
WELLMARK BLUE CROSS	\$50,094.73	ONE OFFICE SOLUTION	\$289.53
(PROFESSIONAL SERVICES AND FEES)		PLAIN TALK/BROADCASTER	\$26.00

PROCHEM DYNAMICS	\$59.07	VERIZON WIRELESS SHERIFF	\$320.08
REDWOOD TOXICOLOGY LAB.	\$117.70	(PAYMENT)	
RUNNINGS SUPPLY INC	\$283.41	BRUNICK SERVICE, INC.	\$40.00
SANFORD HEALTH	\$26.73	DAVIS, SYDNEY	\$63.44
STURDEVANT'S AUTO PARTS	\$2,438.17	DRUIN, WADE	\$60.92
VERMILLION ACE HARDWARE	\$99.98	FORELL, JULIE	\$50.00
VERMILLION FEDERAL	\$403.61	HEIDEBRECHT, JEFFREY	\$71.84
WALMART COMMUNITY/GECRB	\$45.54	HY-VEE, INC.	\$4,368.40
WHEELCO BRAKE AND SUPPLY	\$593.97	JERRY'S SERVICE	\$621.00
WIESELER, JUDY	\$43.75	JONES, SHARON	\$50.00
(COPIER SUPPLIES)		JORGENSEN, LINDA	\$58.40
RELIANCE TELEPHONE	\$500.00	MELSTAD, HALEIGH	\$50.00
(TRAVEL AND CONFERENCE)		OBBERG, JUDY	\$150.00
SDAE4HE	\$120.00	OLSON, ROXANE	\$55.88
VERMILLION FEDERAL	\$855.72	QUALITY MOTORS	\$65.59
(INMATE TRAVEL)		THE SOAP GUYS	\$88.00
JERRY'S SERVICE	\$238.12	WAI, SEBASTIAN	\$50.00
(UTILITIES)		(JDC/SPECIAL EQP)	
BUREAU OF ADMINISTRATION	\$29.25	LIGHT AND SIREN	\$3,194.89
CANON	\$138.15	MINNEHAHA COUNTY JDC	\$2,605.90
CITY OF VERMILLION	\$2,165.04	(BOOKS)	
QUILL CORPORATION	\$83.14	STATE BAR OF SD	\$650.00
STAR PUBLISHING	\$28.30	THOMSON REUTERS - WEST	\$1,770.37
VERIZON WIRELESS EMG	\$40.01	(FURNITURE AND MINOR EQUIPMENT)	
VERIZON WIRELESS HWY TRS	\$200.80	CANON	\$209.96

The Board reviewed an updated contract with Erickson Solutions Group. Tracy updated the Board on the new terms of the contract. It was decided that Tracy will contact ESG regarding a couple of items.

The Board discussed the Joint Jurisdiction Zoning Regulations for the Planning & Zoning Commission with Jay Bottolfson. Gunderson said they have started the process, and speaking with an attorney there is a way to get out of the joint jurisdiction agreement, or they can continue to work with the City. They can use the Union County & North Sioux City approach; there is not a working relationship. Or they can use the Minnehaha County and Sioux Falls agreement. Or they can use an extraterritorial agreement where they give the city a ½ mile or mile of authority. He said SECOG cannot do this for us. The State's Attorney's Office does not have time with their workload to handle things. The County may need a third party. Bottolfson said the City should have some say outside the City to grow--½ mile or 1 mile is reasonable. Beyond that, he feels the County is giving the City unnecessary control over the lives of the citizens living outside of the city. Manning clarified that in some places the city has 3 miles. It was discussed that it is an odd-shaped area, but it is an average of 3 miles. There was discussion regarding how to draw boundaries, and that people are confused about joint jurisdiction when they purchase properties outside of town. They buy property outside of town for a reason, and they end up getting drawn back into it. Hammond discussed veto powers between the two boards. Bottolfson discussed Donnelly's development outside of town that was cut in half because it would have been in joint jurisdiction. He said there was a shift in conversation between neighboring property owners during that hearing about why they have to worry about the City when their property is 2 ½ miles from town. Mockler said however many chairs they had in the meeting with the City,

they were full. Powell said he thought there was a good turnout. Manning said he agrees that the boundaries should be closer, and he wants to know if the County can get out of this agreement. Powell said the City violated the agreement when they used their own Comprehensive Plan during the Nutrien situation. Tracy said it boils down to due process and notice. The area around the City has to go back into the Comprehensive Plan, etc. because that area needs to have laws and regulations in place covering that area so that people know where to go to apply for building permits, etc. There is not an exit clause in the current agreement. Her hope was that in the spirit of collaboration both parties could come to the table. She is not aware of anyone who got out after they were in. She encouraged the County to hire outside representation. Mockler said he spoke to an attorney that is part of the pool for counties, and he said the County can get out by resolution the same way they got in. Bottolfson said he does not really want to get out, but the border should be narrower. He said the next step should be the legal research as to what needs to happen. He asked if the county should sit down and talk to the City to put things on the table. Mockler said there will be a small group meeting in December. Tracy discussed annexation for properties within the joint jurisdiction. She said the County will save itself legal fees by trying to work through this reasonably to have an exit clause, etc. Bottolfson said there is a zoning meeting next Monday, and they should put it on the agenda. Powell said they should make a decision first and then bring it to the Commissioners. Hammond said they should sit down with a map and come up with a proposal, then sit down during the meeting and come up with a modified proposal. Powell said there was similar discussion regarding the properties down by Burbank Rd. Gunderson said SECOG will be very reluctant to help with this as the City is their client as well. Packard asked if the County could reach out to District 3 or SIMPCO. Mockler said he reached out to District 3 a while ago, and it was going to cost more. There was discussion regarding the different planning districts. Hammond discussed forming a joint jurisdiction board of City, County, and citizens. Mockler said he recalls that it was brought up, and he thinks it was not legal.

At 12:33 p.m., Manning moved, seconded by Hammond to adjourn and reconvene Tuesday, December 1, 2020 at 9:00 a.m. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Powell Aye.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:


Carri R. Crum, County Auditor

December 1, 2020

The Board of County Commissioners met in a regular session Tuesday, December 1, 2020 at 9:00 a.m. Members present: Travis Mockler, Leo Powell, Phyllis Packard, Micheal Manning, and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Powell moved, seconded by Hammond to approve the agenda. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Manning moved, seconded by Powell to approve the minutes of the November 5, 2020 meeting. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Sheriff Andy Howe met with the Board as a Visitor to be Heard to discuss getting gas from stations in town. He said he would need to obtain quotes, but he contacted the three 24-hour stations in Vermillion, and only Pump 'n Pak is willing to do a charge account. He spoke with the state auditors regarding the matter. It was the consensus of the Board to allow the Sheriff's Office to obtain fuel from Pump 'n Pak.

Highway Superintendent Rod Polley met with the Board to discuss the lightning strike insurance claim. Mockler said he did not hear back from Sioux Equipment yet, and he will call again.

The Board considered a Driveway Application from John Shefl at 31342 Greenfield Rd. Powell moved, seconded by Hammond to approve the application. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Polley said the Yankton-Clay Ditch project is proceeding, and the Clay Creek Ditch has the excavator on site and has been moved since last week.

State's Attorney Alexis Tracy met with the Board to request advance payment for \$50 to Rock County, NE Sheriff's Office for service of paperwork. Powell moved, seconded by Packard to approve the payment. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Tracy discussed a contract renewal with Erickson Solutions Group. She said their legal counsel has added some language, and she discussed security update provisions in the contract. She discussed limited damages in the contract and modifications she would like to see in the contract. It was decided that the approval of the contract will be put on the next agenda in anticipation of the contract terms being settled upon. Polley said his bookkeeper's computer crashed, and they thought it was backed up. As it turns out, it was not backed up. Powell said he would like to see department heads involved. Tracy suggested having a department head meeting prior to approval of the contract. Howe said there is a fee for backup and firewall protection, and a technology firm will not provide other services without such services being in place. He discussed backup services in the Safety Center. There was discussion among the group regarding services provided. Manning said a department head meeting with Erickson Solutions Group is a great idea. Hammond asked about the bookkeeper's computer. Polley said they will be coming this

afternoon to see if they can get some files recovered, and it's possible that the backup device was affected by the lightning strike.

A public bid opening was held for jail meal bids. Bids were opened and read aloud. Pizza Ranch bid \$3.50/meal for lunch and supper and breakfast cereal at \$.85/meal. Hy-Vee bid \$5.00/meal for lunch and supper and breakfast cereal at \$1.00/meal. Sheriff Howe reviewed bids.

Powell moved, seconded by Manning to approve liquor/malt beverage license renewals for Whimp's Place and Toby's Lounge. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

The Board discussed County office operations due to COVID-19. Powell said it should be up to the individual department heads to decide how to staff their offices. Mockler said they were under the understanding that hours should be closer to 40 per week. Powell said it is difficult for a 2-person office to work 40 hours. Manning said he disagrees, and there is room in the Register of Deeds Office to space more than 6 feet apart. He discussed the Treasurer's Office and spacing with more employees. He said there are ways to do it without putting people in jeopardy. Manning said it is his responsibility as a commissioner to make sure taxpayer money is spent wisely. Powell said there is a lot of square footage for 2 people in the Register of Deeds, but he is not the elected department head. Packard said other offices seem more flexible at being able to provide hours from home at a distance where time can be made up alternatively. Mockler said only a couple offices can work from home, and in the Register of Deeds Office they need their computers. Packard said she feels the County needs to be more flexible. Hammond said he agrees with being flexible, but the County needs to make sure the work is being done. He feels having employees work until 8:00 at night instead of 6:00 just to pile up hours does not help if the work is getting done. Packard said having employees work until 8:00 contributes to utility usage and wondered about employee safety as well. Mockler said after hours the doors can be locked, and there is paperwork that can be done after hours without customers. Hammond said it may be more convenient for customers after hours for weddings, etc. He said he hates to micromanage an elected official about how they should run their office when the plan of operation is not having a negative effect on the taxpayer's service. Tracy said the information from Alternative HRD did not address holiday planning. As the County plans for offices and employees, the FFCRA expiration is December 31, 2020. The FFCRA gives employees additional leave allowances and accommodations due to COVID-19. Tracy said it is important for the County and employees to keep that in mind. Emergency Management Director Layne Stewart commented on the deadline of December 31. He said the university is concerned that in January, when someone tests positive, they will hide the positive results because they need the paycheck and do not have leave available. There was concern that County employees could need to be quarantined more than once due to exposures, and it is something that will need to be considered. Howe and Auditor Carri Crum discussed the federal lookback period for the FFCRA leave, in the event that the deadline of December 31 is extended by the federal government.

Packard excused herself from the meeting at 9:50 a.m.

The Board revisited the jail meal bids. Howe said both bidders meet the specifications. He discussed cost savings of \$8,200-\$10,400 annually by accepting the Pizza Ranch bid, using average daily inmate populations. Powell moved, seconded by Hammond to accept the low bid from Pizza Ranch. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Mockler Aye.

Mockler updated the Board on the Joint Jurisdiction. He said the Planning & Zoning Commission decided that he and Jay Bottolfson will be the delegates to meet with the City of Vermillion regarding the Joint Jurisdiction agreement.

At 9:54 a.m., Powell moved, seconded by Manning to adjourn and reconvene Tuesday, December 8, 2020 at 9:00 a.m. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Mockler Aye.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

December 8, 2020

The Board of County Commissioners met in a regular session Tuesday, December 8, 2020 at 9:00 a.m. Members present: Travis Mockler, Leo Powell, Phyllis Packard, Micheal Manning, and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Powell moved, seconded by Manning to approve the agenda with addition of a contract with SD DOT for bridge removal. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Manning moved, seconded by Powell to approve the minutes of the December 1, 2020 meeting. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Bob Fuller, Chairman of the Courthouse, Jail, and Law Enforcement Facility Planning Committee was to meet with the Board regarding a public survey that will be mailed soon. Fuller had technical difficulties with Zoom, and Auditor Carri Crum updated the Board on an increase in price for the survey as compared to the estimate. Powell moved, seconded by Hammond to pay the additional cost of the survey. Packard, Hammond, and Manning said they were unable to access the survey, so then Powell and Hammond withdrew the motion until the December 22nd special meeting.

Highway Superintendent Rod Polley met with the Board to discuss highway matters. He presented a Driveway Application on behalf of Thelma Lind to be located 444' north of Marshalltown St. on the west side of University Rd. Powell moved, seconded by Hammond to approve the application. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Polley discussed a ditch cleanout at the same location. Perry and Ron Lind were present for the discussion. Perry said they want to clean sediment building up at the bottom as it is backing up in their field when it rains. Polley said the cleaning is fine, but in the past the landowner has come to discuss it with the Board, and the landowner would take care of the seeding. Perry said they may remove about a foot of sediment, and Tim Gregoire will perform the work. Powell moved, seconded by Manning to authorize the cleaning. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Polley reported that the Highway Department is back to the seasonal 8 hour day workweek.

Polley discussed bridge east of Highway 19 on the Volin Oil. He said there is a scour hole, and the engineer cannot get to it until July. Polley said the Highway Department can do the work.

Polley discussed with the Board the addition to the Weed Department building. He said he budgeted \$70,000, and it came in at \$86,000. He said the department needs the extension on the weed building worse than the salt shed in Wakonda that he had also budgeted. He said site preparation is included, and it will be cold storage in the 65'x40' addition. It will give the Highway Department room to get expensive equipment under a roof. Electronics do not do well with sun or moisture. There will be one light, one skylight, one outlet, they are re-using the old

door, and it has no frills. Mockler suggested having no skylights and more electrical lighting. Powell asked State's Attorney Alexis Tracy if she reviewed the contract. She said she did not receive it in enough time to review it. Hammond said he does not remember seeing an acceptance of contract page, but there was a good itemized budget included. Tracy advised the Board to look at the signature page before signing it. Mockler said the project is budgeted, and Powell said they can deal with it at the next meeting on December 22nd.

Polley and the Board discussed a contract for a bridge removal. Tracy discussed contract language. It was discussed that the Board should consider the contract further on December 22nd. Polley said he thinks the contractor will dispose of the old bridge, but he does not see that in the contract.

Bob Fuller was able to resolve the technical difficulties and meet with the Board via Zoom. He said the postcard was a draft. He will send the final survey and post card today. Mockler said they will approve it on December 22nd, after they have the opportunity to review the survey. Packard asked if there will be articles in the paper. Fuller said he sent a press release to the Plain Talk, Press & Dakotan, etc. He has also written a 2-year summary that should provide enough information for an article in the Plain Talk. Fuller said it was suggested at the October 27th commissioner meeting, and he placed an ad as directed. Packard suggested it be placed on the county website and the VCDC website. Tracy asked what the mechanism is for making sure the survey is only taken once, and it was discussed that the QR code on each post card is unique.

At 9:37 a.m., Powell moved, seconded by Hammond to adjourn and convene as Clay County Ditch Board. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Polley reported that the Clay Creek Ditch project is done. Mockler said Pollman cleaned additional areas for an extra \$3,875. Powell moved, seconded by Manning to approve the payment. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Polley reported that the contractor for the Yankton-Clay Ditch project is south of Doug Bye's land about ½ mile or so. Powell asked about spraying the little trees after they were shredded, but Polley said Weed Supervisor Dennis Ganschow said spraying will not be necessary. Powell asked when he will start digging sluffs off. Polley said he has not spoken to the owner yet, but he did speak to the person running the excavator.

Polley also received a bill from Ulteig Engineering and one from Wieman Construction. Powell moved, seconded by Manning to pay \$14,093.90 to Wieman Construction. There was discussion that the Ulteig Engineering bill appeared to be a similar amount as a past invoice, and it should be reviewed to make sure it is not a duplicate.

At 9:45 a.m., Powell moved, seconded by Hammond to adjourn and reconvene as Board of Clay County Commissioners. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Mockler discussed with Polley the lightning strike claim. Mockler received the documentation from the contractor. Polley said he has not received anything back from Claims Associates, but it should be covered by the documentation.

Polley said he will be unable to attend this afternoon's department head meeting. He said he spoke to Erickson Solutions, and they are aware of his IT concerns.

Zoning Administrator Drew Gunderson met with the Board to present a plat. Powell discussed that the plat is part of an estate. Powell moved, seconded by Manning to pass and adopt the following Resolution #2020-27 for plat of O'Connor Tract 1 in Gov't Lot 2 in the NW1/4 of Section 33, T92N, R51W of the 5th P.M., Clay County, South Dakota. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

**RESOLUTION #2020-27
RESOLUTION OF COUNTY COMMISSIONERS**

WHEREAS it appears that the owners thereof have caused a plat to be made of the following described real property:

A plat of O'Connor Tract 1 in Gov't Lot 2 in the NW1/4 of Section 33, T92N, R51W of the 5th P.M., Clay County, South Dakota; Steve Derry, Personal Representative for the Estate of Albert Ehrlich, owner.

Be it resolved that the Board of County Commissioners of said County has examined the same and that it appears that the system of streets set forth therein conforms to the system of streets of existing plats and section lines of said County, that adequate provision is made for access to adjacent un-platted lands by public dedication or section line when physically accessible, and that all provisions of the subdivision regulations of said County have been complied with, and that all taxes and special assessments, if any upon the tract or subdivision have been fully paid and that such plat and the survey thereof have been executed according to law, and the same is hereby accordingly approved.

Travis Mockler, Chairman
Board of County Commissioners

I, Carri R. Crum, County Auditor of Clay County, South Dakota do hereby certify that the within and foregoing is a true copy of the Resolution passed on December 8, 2020.

Carri R. Crum
County Auditor, Clay County, SD

There was a lengthy discussion regarding a recent article in the Plain Talk regarding a zoning matter. Packard and Powell commented that it was not clear that the article discussed the Planning & Zoning Commission, and not the County Commissioners.

Philip Terwilliger met with the Board to discuss the renewal of the alcohol committal contract. Manning asked if the contract rate has been increased. Terwilliger said the rate has increased \$50 due to his own overhead, but the contract rate has not increased in several years. Tracy pointed out that section 5 & 6 should reflect the \$99 fee for court appointed attorneys. She encouraged

the chairman to handwrite that change. Powell moved, seconded by Packard to authorize the chairman to sign the contract. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Powell moved, seconded by Hammond approve the following claims for payment.

The Board discussed the 2021 payroll. Sheriff Andy Howe discussed employee pay increases over the past several years. He said due to department heads only receiving cost-of-living increases in that time, and in order to be more in line with the City of Vermillion wages, he requested a 5% increase in his pay. The Board had authorized 1.7% for all. Howe discussed comparable salaries to other area agencies as well as job duties. Powell asked if it was budgeted. Howe said he did include it in the budget. Packard recommended an 8% increase to help close the gap between Howe's salary and the City of Vermillion Police Chief and Captain salaries. Crum said she prepared the payroll spreadsheet using 1.7% for department heads but did put Howe's at 5%. Powell moved to authorize a raise of 8%, seconded by Packard. Under discussion, Manning said he is in favor of sticking to 5% as other department heads are getting 1.7%, and Howe only asked for 5%. Manning said he has a duty to the taxpayers to be responsible with their money. Tracy commented as a department head, stating that Howe is one of the best Sheriffs in the state, and Lisa Terwilliger supported the 8% raise as Howe goes above and beyond. Crum clarified that she supports it as well and was only informing the Board of how the spreadsheet they reviewed had been prepared. Manning said he supports 5% as he is looking at the long-term future. Roll call vote: Hammond Aye, Manning Nay, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Powell moved, seconded by Hammond to approve the 2021 payroll. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Manning discussed the matter of the proposed re-zoning of Nick Hovden's land. He said he spoke to Hovden, who has plans to make a covenant that the 4 proposed houses will be slab built, with no basement. Hovden has spoken to an engineer and to tiling guys, and he would like to install drain tile west to east across the road to his property. Powell asked what the Township Board thinks about putting in the culvert and moving water to a new place. The Board determined it is a township issue.

Director of Equalization Ina Peterson met with the Board to report that she has hired Lennea Olson, who will start on December 14, 2020 at \$15.35/hour.

At 10:29 a.m., Powell moved, seconded by Manning to adjourn and reconvene Tuesday, December 22, 2020 at 9:00 a.m. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Mockler Aye.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST: 

Carri R. Crum, County Auditor

December 22, 2020

The Board of County Commissioners met in a regular session Tuesday, December 22, 2020 at 9:00 a.m. Members present: Travis Mockler, Leo Powell, Phyllis Packard, Micheal Manning, and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Packard moved, seconded by Hammond to approve the agenda with addition of the Audit Engagement Letter and a bill from Ulteig Engineering for the Jetley Park project. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Manning moved, seconded by Hammond to approve the minutes of the December 8, 2020 meeting. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Community Health/WIC Nurse Sami Cusick met with the Board to present the annual office activity report. She spoke about WIC caseloads, immunizations and flu vaccine clinics, and Point of Dispensing (POD) Committee activities. Manning asked what is planned for the COVID-19 vaccines. Cusick said it sounds like healthcare facilities and pharmacists will be the ones giving vaccines, although it is in the back of her mind for POD if needed.

Drew Gunderson, Zoning Administrator met with the Board, and they conducted a First Reading of Ordinance #2021-01 for Flood Damage Prevention. No one appeared in opposition, and no written comments were received.

Gunderson, as Welfare Director, presented Welfare Case #20-044 for a county burial. Powell moved, seconded by Manning to approve the case for payment. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Emergency Management Director Layne Stewart met with the Board to present an amendment to the LEMPG contract for equipment reimbursement for the Emergency Management truck. Manning said he did not understand why some equipment was approved, and other items were not. Stewart agreed. Powell said on the bright side the county went a lot of years without an Emergency Management vehicle, and Stewart used his own vehicle. Powell moved, seconded by Hammond to authorize the Chairman to sign the agreement to receive \$2,595.94. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Bob Fuller, Chairman of the Courthouse, Jail, and Law Enforcement Facility Planning Committee met with the Board to request an additional \$742 beyond the previously approved \$2,000 for the survey to the USD Government Research Bureau. Manning moved, seconded by Packard to approve payment of the additional funds. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Highway Superintendent Rod Polley met with the Board to present a contract for the construction of the addition to the Weed Department building. Powell asked if Polley made a change to remove skylights and add electrical light fixtures. Powell asked Hammond if he looked at snow and wind loads. Hammond said they look reasonable for this area. Powell asked if the

State's Attorney has reviewed the contract. Deputy State's Attorney Samantha Hargrave indicated that the State's Attorney's Office has not had time to review the contract. It was decided that the matter be placed on the next agenda for December 29th. The Board discussed the removal of skylights from the plans. Hammond said the skylight design should not leak. Polley said the other building has not leaked, but he is not opposed to removing them. Hammond said durability during hail storms could be an issue. Powell said he feels it is better not to have skylights.

Polley presented a bridge removal contract to the Board with a corrected bridge structure #14-130-176 for the bridge on Manning Bottom. Powell moved, seconded by Packard to authorize the Chairman to sign the contract. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

The Board considered a Driveway Application from Darrell Hendrickson on Frog Creek Rd. ¼ mile south of 306 St. Powell moved, seconded by Packard to approve the application and authorize the Chairman to sign it. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Polley clarified with the Board that the culvert for Jim Grass's Driveway Application has to be run through either the Ditch Board or the Township Board. Mockler said it would be easier to have the Township Board bill him for it. Polley said he requested to remove cattails. Mockler said if he is digging, he will be required to meet with the Ditch Board, but if he is burning it he will need to contact the 911 Dispatch Center first.

The Board reviewed the invoice/pay request from Ulteig Engineering for the Jetley Park project in the amount of \$22,065.02. Polley said he recommends paying it as the contractor did a nice job. Hammond said he was out there on Thursday or Friday to look at it, and it looks like a nice job. He said he took pictures, and Polley said he also has pictures. Powell moved, seconded by Manning to authorize payment. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Powell updated the Board that an employee has tested positive for COVID-19, but the individual was off work for a few days prior to testing positive.

Polley discussed an excavator purchase with the Board and asked if they are interested in purchasing one from Butler. He said he has money left in the 2020 budget. Manning asked if they would use it a lot. Polley said it may be used for culverts and some tree removal on ditches, and it would handle a mulcher. He said it would be about the same size as the machine being used on Yankton-Clay Ditch now. Manning asked if the Highway Department could have done the Jetley Park project, and Rod said they could have done it. Powell said it looks to him like the Highway Department stays busy enough as it is, and he likes the idea of letting the people in that business handle the work. Manning said he knows what they are getting paid right now, and it doesn't take a lot to offset the equipment cost, although he understands what Powell is saying. Polley said it would take his department longer to complete the work because of the length of the workday, but getting the contractor when he needs them can be a problem. Manning and Polley discussed the end-of-the-year budget. Hammond said he thinks projects could be done more

efficiently and quickly with a trackhoe, if the Highway Department has enough projects for that kind of equipment. Powell asked to have the matter put on the agenda for the December 29th meeting. Mockler asked how many years the county would get out of the machine. Polley said they are on the 9th year with the blade at the Wakonda Shop already. Per hour it will last quite a while. Mockler compared the cost per year to renting, and Polley said they have spent that much this year on rentals. Mockler asked if this is a big enough piece of machinery. Polley said he would like to have a motion in the minutes when he uses Sourcewell for purchases in the future for audit purposes. Packard asked if the Board has an annual approval to utilize Sourcewell. Polley said it has been a case-by-case decision. It was discussed that the approval should be added to the first meeting in January.

Polley reported to the Board that he hit a deer yesterday morning with his county truck. He said the Sheriff's Office report and insurance paperwork has been submitted.

Powell moved, seconded by Packard to authorize the Chairman to sign the Audit Engagement Letter for the SD Dept. of Legislative Audit. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

The Board reviewed the Public Defender Contract for 2021. It was discussed that the total annual amount is \$110,000, and the monthly payment amount should be struck out and corrected at the time of signing, as there is an error. Hammond moved, seconded by Packard to authorize the Chairman to sign the contract with the corrected monthly payment amount of "Nine Thousand One Hundred Sixty-Six dollars and Sixty-Six cents." Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

The contract with Erickson Solutions Group was tabled for final review by the State's Attorney's Office with a motion by Manning, seconded by Packard. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

It was discussed that the county should be planning to set aside some money for the building project, regardless of the outcome of the bond election. Mockler reported to the commission members attending via the Zoom meeting that the elevator is out of service today, and there is court in session in addition to the commissioner meeting.

At 10:18 a.m., Manning moved, seconded by Packard to adjourn and reconvene Tuesday, December 29, 2020 at 9:00 a.m. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:


Carri R. Crum, County Auditor

December 29, 2020

The Board of County Commissioners met in a regular session Tuesday, December 29, 2020 at 9:00 a.m. Members present: Travis Mockler, Leo Powell, Phyllis Packard, Micheal Manning, and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Manning moved, seconded by Packard to approve the agenda with the addition of Resolution #2020-28, Resolution #2020-31, and Resolution #2020-32. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Hammond moved, seconded by Manning to approve the minutes of the December 22, 2020 meeting. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Packard reported as a Visitor to be Heard that she was approached by a truck driver yesterday who asked her to commend the Highway Department for the condition and cleaning of county roads in comparison to other counties in the area. Powell also commented that the county roads are better than the city streets.

Director of Equalization Ina Peterson appeared as a Visitor to be Heard to introduce Lennea Olson, the new Assessor in the office.

Highway Superintendent Rod Polley met with the Board regarding the contract for the Weed Department building addition. He discussed the matter with State's Attorney Alexis Tracy and her concerns about some of the contract language. Her concerns are that there is not an architect on the project, but the contract says the architect has the sole decision-making ability for pay requests, etc. She also discussed timeliness for completion of the project as the contract is written. Hammond said the documents are American Institute of Architects (AIA), and he has signed a ton of them. One of the problems is that it is made for bigger projects. His concern is who will act as the architect as the responsible person and the completion dates in the documents that reflect 2020. Tracy said the contract feels like fitting a square peg in a round hole. It is a lot of boilerplate language that does not apply to this project. Polley said he told them that since they are adding to an existing building that they already built, it would have been another \$12,000 or more to have an architect come in, that he could handle it. He asked if he should have the gentleman come into the meeting. Mockler cited 3 changes that could be made to resolve it. Hammond discussed pay and retainage percentages that are typical for this type of project. Tracy said they need to update the date and change it from Architect to Owner Representative, and to add retainage under Article 4. Hammond said 10% retainage is standard. It was discussed that the gentleman should meet with Polley to discuss it. Mockler said it is important to remember that if anything is parked in the building before the project is signed off on, then the signature approval is assumed. Polley said it is the same company that built the Wakonda Highway Shop. Tracy discussed Substantial Completion terms, Final Completion, and Final Payment with the Board. Hammond discussed deficiencies that can be found and corrected with Substantial Completion inspections and prior to Final Completion and Final Payment.

Due to Commissioner Powell's retirement, Polley thanked Powell for all the help in the past getting him started in his current job. Polley said he called Powell a lot in the beginning, and he was a great liaison.

At 9:25 a.m., Manning moved, seconded by Hammond to adjourn and convene as Clay County Ditch Board. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Powell moved, seconded by Hammond to approve the payment of the invoice from Pollman Excavation for the work done on Clay Creek Ditch for \$12,252.51. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Powell discussed with Polley the progress of work on the Yankton-Clay Ditch project. Polley said he is meeting with the engineer tomorrow regarding Karen Kaeberle's property. The contractor did not notify landowners first. Polley said he is discussing a pay request that he believes is a little steep. Hammond said the trackhoe is near Holmes Welding. Hammond and Powell discussed contacting Kaeberle, and Hammond said he was unable to reach her. Polley said the Sheriff's Office was called.

At 9:30 a.m., Powell moved, seconded by Hammond and carried to adjourn and reconvene as Board of Clay County Commissioners. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Sheriff Andy Howe presented a Union County Jail Boarding Contract renewal to the Board. Packard moved, seconded by Hammond to authorize the Chairman to sign the contract. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Howe also presented a renewal contract with Minnehaha County JDC. Manning moved, seconded by Hammond to authorize the Chairman to sign the contract. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Howe reported that on the Ditch Board issue on Kaeberle's project, the contractor voluntarily left to avoid conflict.

A public hearing was held for the second reading of Ordinance #2020-02, a request to re-zone land from A-1 Agriculture to RR Rural Residential to accommodate a platted development of 8 residential property lots. Location at approximately 4217 318th Street, Vermillion SD (Fairview Township) or legally described as NW $\frac{1}{4}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 22, T92N, R51 W of the 5th P.M., Clay County, South Dakota, lying between the westerly line of Section 22 east to the westerly line of Cusick Addition, AND between the northerly line of Section 22 south to the toe-of-slope of the existing high bank. Powell moved, seconded by Hammond to pass and adopt Ordinance #2020-02, an Ordinance Amending Ordinance #2013-04 (Updated with Amendments Through #2017-01) by Rezoning Certain Property. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

A public hearing was held for the second reading of Ordinance #2021-01, an Ordinance of Clay County, SD, Enacting the 2020 Flood Damage Prevention Ordinance for Clay County, SD and

Repealing Ordinance #10-4. Powell moved, seconded by Hammond to pass and adopt Ordinance #2021-01. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Hammond discussed with Zoning Administrator Drew Gunderson the differences in definitions and such in AG and NRC within the Comprehensive Plan that will be reviewed.

Manning moved, seconded by Packard to approve the following claims for payment.

(PAYROLL)		GREAT PLAINS LLC	\$3,917.50
COMMISSIONER'S	\$8,649.46	HANSEN FUNERAL HOME, INC	\$1,900.00
AUDITOR'S OFFICE	\$11,583.09	HOLLENBECK, LAUREN	\$1,720.00
TREASURER'S OFFICE	\$21,564.52	HOWER, VALARIE	\$175.00
STATE ATTORNEY'S OFFICE	\$26,384.54	KATTERHAGEN, MARK	\$6.00
COURTHOUSE	\$3,373.42	LEWNO, LUCILLE M	\$112.25
DIRECTOR OF EQUALIZATION	\$9,391.31	LINCOLN COUNTY AUDITOR	\$105.70
REGISTER OF DEEDS	\$7,947.54	LOCKWOOD, DARCY	\$6.00
VETERAN'S OFFICE	\$1,575.00	PHARMCHEM, INC.	\$456.00
24/7	\$4,402.38	SANFORD HEALTH	\$1,668.76
SHERIFF'S OFFICE	\$42,070.64	SDRS SPECIAL PAY PLAN	\$45.00
COUNTY JAIL	\$27,025.38	ULTEIG	\$1,892.00
EMERGENCY MGMT	\$4,874.71	VERIZON WIRELESS ST ATTN	\$150.75
HIGHWAY	\$59,113.23	VERMILLION FEDERAL	\$211.84
COMMUNITY HEALTH NURSE/WIC	\$3,087.98	YANKTON CO SHERIFF	\$50.00
EXTENSION OFFICE	\$19,511.39	YANKTON CO TREASURER	\$122.50
WEED	\$1,810.59	YANKTON PRESS & DAKOTAN	\$19.35
PLANNING & ZONING	\$2,327.30	(OTHER PROFESSIONAL SERVICE)	
(DUE TO OTHER GOVERNMENT)		CERTIFIED LANGUAGES INTL	\$29.70
SDACO - M&P FUND PAYMENT	\$372.00	(LAW OFFICE)	
THOMSON REUTERS - WEST	\$625.69	FRIEBERG, NELSON & ASK	\$308.92
(PAYROLL WITHHOLDING)		PETERSON, STUART, KLENTZ	\$8,427.83
AFLAC	\$657.08	(MENTAL HEALTH)	
CLAY CO FIT FICA	\$55,778.05	LEWIS & CLARK BEHAVIORAL	\$184.00
COLONIAL LIFE	\$438.91	(PUBLISHING)	
CONSECO/WASHINGTON	\$24.45	BROADCASTER PRESS	\$110.26
DIV OF CHILD SUPPORT	\$631.00	STAR PUBLISHING	\$474.72
NEW YORK LIFE INSURANCE	\$328.57	VERMILLION FEDERAL	\$99.00
SD CHILD SUPPORT CENTER	\$713.00	(REPAIRS AND MAINTENANCE)	
SD RETIREMENT SYSTEM	\$28,377.46	BUTLER MACHINERY CO.	\$721.50
SD SUPPLEMENT RETIREMENT	\$3,575.00	CANON	\$90.00
SDRS ROTH 457(B) PLAN	\$760.00	CENTURY BUSINESS PRODUCT	\$30.00
SDRS SPECIAL PAY PLAN	\$15,805.82	DAKOTA ALIGNMENT & FRAME	\$200.00
TASC PVR	\$2,459.00	EMPIRE HVAC	\$1,122.00
THE STANDARD - DENTAL	\$783.76	ERICKSON SOLUTIONS GROUP	\$275.00
THE STANDARD - LIFE INS.	\$393.66	FAST AUTO GLASS, INC.	\$2,360.81
THE STANDARD - SH TRM DI	\$1,062.04	GEHM, CINDY	\$258.00
THE STANDARD - VISION	\$180.37	GPULSE PLUMBING	\$87.04
UNITED WAY OF VERMILLION	\$398.00	INTERSTATE POWER SYS INC	\$470.89
VERMILLION FEDERAL	\$1,671.00	LOFFLER COMPANIES	\$114.68
WELLMARK BLUE CROSS	\$49,340.13	PRESSING MATTERS	\$555.21
(PROFESSIONAL SERVICES AND FEES)		PRESTO-X COMPANY LLC	\$82.00
BROADCASTER PRESS	\$16.29	QUALIFIED PRESORT SVC IN	\$56.41
ERICKSON SOLUTIONS GROUP	\$956.25	RIVERSIDE HYDRAULICS AND	\$480.00

VERMILLION LAWN SERVICE	\$300.00
(DATA PROCESSING/CLAY CREEK/INF)	
AUMENTUM TECHNOLOGIES	\$8,718.69
ERICKSON SOLUTIONS GROUP	\$5,319.79
POLLMAN EXCAVATION, INC.	\$12,252.51
PRESSING MATTERS	\$377.00
SOFTWARE SERVICES, INC.	\$440.00
(LATERALS 50A & 50B EXPENSE)	
POLLMAN EXCAVATION, INC.	\$4,050.00
(SUPPLIES & MATERIALS)	
A & B BUSINESS	\$188.91
BARCO MUNICIPAL PRODUCTS	\$940.40
BRUNICK SERVICE, INC.	\$870.00
BUTLER MACHINERY CO.	\$328.52
CANON	\$138.15
CORTRUST BANK	\$4.00
COYOTE ENTERPRISE LLC	\$209.96
D-P TOOLS, INC.	\$828.52
DAKOTA ALIGNMENT & FRAME	\$13.00
DAKOTA PC WAREHOUSE	\$35.98
DAKOTA TRAFFIC SERVICE	\$50,869.75
DAVIS PHARMACY	\$782.43
EMPIRE HVAC	\$1,873.92
HEIMAN INC.	\$1,078.35
HOUSKA, DDS, RANDY	\$388.00
JCL SOLUTIONS	\$174.31
JERRY'S CHEVROLET	\$29.08
JERRY'S SERVICE	\$10,977.93
L.G.EVERIST, INC	\$2,335.40
LAWSON PRODUCTS, INC.	\$366.83
LOFFLER COMPANIES	\$450.61
MCLEOD'S PRINTING & SUPP	\$77.98
MICROFILM IMAGING SYSTEM	\$155.00
MILLS & MILLER, INC DIS	\$7,383.35
NORTH CENTRAL RENTAL &	\$1,174.00
O'REILLY AUTO PARTS	\$65.89
OFFICE ELEMENTS	\$13.58
ONE OFFICE SOLUTION	\$291.13
PERSING, SCOTT VINCENT	\$22,065.02
POLLMAN EXCAVATION, INC.	\$10,926.43
PROCHEM DYNAMICS	\$244.62
QUALIFIED PRESORT SVC IN	\$1,797.61
QUILL CORPORATION	\$242.82
RIVERSIDE HYDRAULICS AND	\$119.00
RUNNINGS SUPPLY INC	\$7.99
SD DEPT OF TRANS	\$2,446.13
STURDEVANT'S AUTO PARTS	\$404.32
TRUENORTH STEEL	\$22,361.40
VERM./CLAY CO. LANDFILL	\$1,624.38
VERMILLION ACE HARDWARE	\$54.55
VERMILLION AREA CHAMBER	\$500.00

VERMILLION FEDERAL	\$1,572.96
WEBER, LINDA	\$69.20
(COPIER SUPPLIES)	
LOFFLER COMPANIES	\$320.79
(TRAVEL AND CONFERENCE)	
SDSU EXTENSION SERVICE	\$103.52
VERMILLION FEDERAL	\$97.28
(UTILITIES)	
BUREAU OF ADMINISTRATION	\$114.85
CITY OF VERMILLION	\$1,944.37
GANSCHOW, DENNIS	\$300.00
MCPHERSON, LARRY	\$150.00
VERIZON WIRELESS EMG	\$40.01
VERIZON WIRELESS HWY TRS	\$95.40
VERIZON WIRELESS SHERIFF	\$320.08
WAKONDA TOWN	\$66.90
(PAYMENT)	
BENTSON, LUCY	\$41.00
BRUNICK SERVICE, INC.	\$121.00
DAVIS, SYDNEY	\$63.44
DRUIN, WADE	\$60.92
FAST AUTO GLASS, INC.	\$250.00
FORELL, JULIE	\$50.00
HEIDEBRECHT, JEFFREY	\$52.52
HOUSEMAN, ROSEANNE	\$20.00
HY-VEE, INC.	\$3,570.55
JORGENSEN, LINDA	\$58.40
MELSTAD, HALEIGH	\$50.00
NAGEL, DAN	\$80.48
OLSON, ROXANE	\$55.88
OPLINGER, JAEDYN	\$20.00
ROBERTS, SAMANTHA	\$20.00
VAN DIEST SUPPLY COMPANY	\$4,980.00
VERMILLION ACE HARDWARE	\$1,199.28
WALDING, HANNAH	\$20.00
4-H LEADERS ASSOCIATION	\$30.00
(JDC/SPECIAL EQP.)	
MINNEHAHA COUNTY JDC	\$947.60
(JDC/SPECIAL EQP.)	
NATIONAL SHERIFF'S ASSOC	\$375.00
(FURNITURE AND MINOR EQUIPMENT)	
CANON	\$209.96
COYOTE ENTERPRISE LLC	\$199.95
DAKOTA PC WAREHOUSE	\$822.43
ERICKSON SOLUTIONS GROUP	\$1,213.48
MICROFILM IMAGING SYSTEM	\$60.00
(MACHINERY AND AUTOMOTIVE EQUIP)	
C & R SUPPLY, INC	\$19,312.95
(AUTOMOTIVE)	
QUALITY MOTORS	\$15.98

Powell moved, seconded by Manning to authorize the Chairman to sign the 2021 Combined Election Agreement with the City of Vermillion and the Vermillion School District. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Powell moved, seconded by Packard to pass and adopt the following Resolution #2020-28 for Automatic Supplement. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

**RESOLUTION #2020-28
Automatic Supplement**

WHEREAS, Clay County has been reimbursed \$32,694.00 for CRF grant funds and \$7,727.00 for private election grant funds; and

WHEREAS the Sheriff's Office budget and Election budget do not have adequate funds and;

WHEREAS, the Board of County Commissioners have agreed to supplement the department by an automatic supplement, with grant reimbursement received by Clay County, for the proper conduct and discharge of lawful county obligations has been given in accordance with the law and direction of the County Board,

NOW THEREFORE BE IT RESOLVED: That the following budget be adopted as an automatic supplement to the aforesaid annual budget:

Sheriff's Office – Salaries/Wages (10100X4110211) – \$32,694.00
Election – Supplies/Materials (10100X4260120) – \$7,727.00

Dated this 29th day of December, 2020.

Commissioner Powell moved the adoption of the foregoing Resolution. Motion seconded by Commissioner Packard.

Vote of the Commission: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, and Mockler Aye.

Upon which voting the foregoing Resolution was declared passed and adopted.

Attest:

Carri R. Crum, County Auditor

Travis Mockler, Chairman
Board of County Commissioners
Clay County, South Dakota

The Board considered Resolution #2020-29 for Contingency Transfer. There was discussion regarding the addition of \$1,720 for a bonus for the 4-H Educator, Lauren Hollenbeck. Auditor Carri Crum discussed with the Board that a supplement to the Contingency budget may be needed due to the amended resolution and will require advertising for a public hearing. Hammond moved, seconded by Packard to amend the Resolution #2020-29 for Contingency Transfer to include the additional \$1,720, and to pass and adopt the amended resolution as reflected below. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

RESOLUTION # 2020-29
Contingency Transfer

BE IT RESOLVED by the Clay County Board of Commissioners the transfer of funds for unanticipated expenses for the current budget year from Commissioners Contingency Fund Budget (D-112):

\$75,521 to Commissioners – Professional Services (10100X4220111)
\$1,079 to Public Defender – Contract for Professional Services (10100X4222152)
\$16,004 to Information Technology (10100X4251171)
\$6,331 to Extension Office – Salaries/Wages (10100X4110611)
\$5 to Tourism (10100X4290721)

Motion by Commissioner Hammond, seconded by Commissioner Packard.

Vote of the Board: Mockler Aye, Packard Aye, Powell Aye, Manning Aye, Hammond Aye.

Dated this 29th day of December, 2020.

Board of County Commissioners
Clay County, South Dakota

Travis Mockler, Chairman

ATTEST:

Carri R. Crum, County Auditor

Powell moved, seconded by Packard to pass and adopt the following Resolution #2020-30 for Fund Transfer. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

RESOLUTION # 2020-30
FUND TRANSFER

BE IT RESOLVED by the Clay County Board of Commissioners the transfer of funds from the General Fund (10100) in the amount of \$600,000 to Highway Fund (20100) and \$27,499.00 to the Emergency Management Fund (22600) as levied for in the 2020 Budget.

Motion by Commissioner Powell, seconded by Commissioner Packard.

Vote of the Board:

Packard Aye, Manning Aye, Hammond Aye, Powell Aye, Mockler Aye. Motion carried.

Dated this 29th day of December, 2020.

Board of County Commissioners
Clay County, South Dakota

Travis Mockler, Chairman

ATTEST:

Carri R. Crum, County Auditor

Manning moved, seconded by Hammond to pass and adopt the following Resolution #2020-31 for Auditor/Treasurer Outstanding Checks Cancellation. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

RESOLUTION #2020-31
Auditor/Treasurer Outstanding Checks Cancellation

WHEREAS, the Board of Clay County Commissioners may by resolution cancel warrants or checks that have not been presented for payment at any time within one (1) year of the date on which the warrant or check was issued,

NOW THEREFORE BE IT RESOLVED, that the Board of Clay County Commissioners hereby authorize the cancellation of checks and warrants of record, in the Clay County Auditor and Treasurer's Office that have not been presented for payment within the one (1) year of the date of the said checks or warrants, for \$476.79 First Dakota National bank & \$88.97 Cortrust Bank in Treasurer's Checks and that the Auditor and Treasurer Office's shall make note of such cancellation in the Warrant and Check Register, respectfully. (List on File in the Auditor's Office)

Dated this 29th day of December 2020, at Vermillion, South Dakota.

Commissioner Manning moved for the adoption of the foregoing resolution, motion seconded by Commissioner Hammond.

Vote of Commission: Ayes 5 Nays 0.

Upon which voting the foregoing resolution was declared, passed, and adopted.

Board of County Commissioners
Clay County, South Dakota

Attest:

Travis Mockler, Chairman

Carri R. Crum, County Auditor

The Board considered a renewal of the contract with Erickson Solutions Group. Changes were made to reflect language preferred by State's Attorney Alexis Tracy. Powell moved, seconded by Hammond to authorize the Chairman to sign the contract. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

The Board thanked Commissioner Powell for his time on the Board, as it was his last meeting before retirement. Hammond expressed that the entire Board will have some big shoes to fill and thanked Powell for being a grand mentor. With that, Hammond moved, seconded by Manning to pass and adopt the following Resolution #2020-32, a Resolution Proclaiming December 29, 2020

as Leo Powell Day. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

Resolution #2020-32
A Resolution Proclaiming December 29, 2020 as Leo Powell Day

WHEREAS, South Dakota was founded with hard work, perseverance, dedication to duty and public service; and

WHEREAS, each of those attributes can be ascribed to Leo, who will retire after decades of public service in Clay County, South Dakota; and

WHEREAS, Leo has devoted 16 of those years serving the citizens of Clay County as Clay County Commissioner; and

WHEREAS, Leo is known for his knowledge of county government; and

WHEREAS, Leo has been a hard-working county commissioner who has performed his duties with a desire to resolve issues in an equitable manner; and

WHEREAS, Leo is retiring at the end of his term; and

WHEREAS, the Board of Clay County Commissioners wishes to thank and formally recognize Leo Powell for his dedicated service to Clay County;

NOW THEREFORE BE IT RESOLVED that the Board of Clay County Commissioners hereby proclaims Tuesday, December 29, 2020 as Leo Powell Day.

Dated this 29th day of December, 2020.

Travis Mockler, Chairman
Board of Clay County Commissioners

ATTEST:

Carri R. Crum
Clay County Auditor

Manning briefly discussed the new stimulus bill passed by Congress and signed by the President.

Manning also discussed the snow day before Christmas Eve. He said he thinks if someone feels uncomfortable and wants to go home, they should take vacation time and can get it back later if the Courthouse does close. It was discussed that the provision is in the Employee Handbook.

At 10:00 a.m., Powell moved, seconded by Hammond to adjourn and reconvene Tuesday, January 5, 2021 at 9:00 a.m. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor
